

DATES AND DOCUMENTS
RELATING TO THE
FAMILY AND PROPERTY
OF
SUTHERLAND.

Hall. 290. a

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DATES AND DOCUMENTS
RELATING TO THE
FAMILY AND PROPERTY
OF
SUTHERLAND,

EXTRACTED CHIEFLY
FROM THE ORIGINALS
IN THE
CHARTER ROOM AT DUNROBIN.

BY THE LATE
JAMES LOCH, ESQ.

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LAURISTON CASTLE
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I.—DATES CONNECTED WITH THE EARLY HISTORY OF SUTHERLAND.

- A.D. 940. } MAGBROGDUS, Thane of Sutherland, “who was come
990. } “from DUNROBIN, encamped, with his ally LIOTUS,
“in the central dales of Caithness.” (Cordiner, p. 135.)
- A.D. 1009. } “Alaine, Thane of Sutherland, defeated the Nor-
1020. } “wegians.” (Cordiner, p. 143.)
- A.D. 1031. “Alaine Sontherland, Thane of Sontherland, over-
“threw the Danes at Drumlea, near Creigh.” (Sir Rob. Gordon, p. 23.)
- A.D. 1061. Walter Southerland, Thane of Sontherland, created Erle of Southerland by King Malcolm III., and
“from this Walter, the Erles of Southerland do
“lineally descend, and do continue successively,
“without interruption of blood, unto this day.”
(Sir Rob. Gordon, pp. 23, 24.)
- A.D. 1194. } Hugo Freskyn
1214. }
- (See Sutherland case. Preface to the Registrum Episcopatus Moraviensis.)

II.—CHARTERS CONNECTED WITH GRANTS OF REGALITIES AND THE GENERAL TITLES OF THE EARLDOM.

1601. Charter by James the Sixth, in favour of John (6) Earl
April 29. of Sutherland, by which the Charter of Regality, granted by David the Second in favour of his nephew, William (3) Earl of Sutherland, and dated at Lanerk 10th November, 1345, was confirmed and extended by the annexation of Strathnaver, Edderachylles and Durness and other lands, to the Earldom and Regality of Sutherland, by the erection of Brora into a Burgh

of Regality, and by the creation of the hereditary Sheriffdom of Sutherland.

Jacobus Dei gratia Rex Scotorum omnibus probis hominibus totius terre sue clericis et laicis Salutem. SCIATIS nos dedisse, concessisse et disposuisse tenoreque presentis carte nostre dare, concedere et disponere predilecto nostro consanguineo Joanni Sutherlandie comiti suisque heredibus masculis inter ipsum et dominam Annam Elphingstoun Sutherlandie comitissam ejus spon- sam legitime procreatis seu procreandis ;

Quibus deficientibus suis heredibus masculis de corpore suo legitime procreandis ;

Quibus deficientibus Roberto Gordoun suo fratri germano suis- que heredibus masculis de corpore suo legitime procreandis ;

Quibus deficientibus Alexandro Gordoun etiam suo fratri ger- mano suisque heredibus masculis de corpore suo legitime procre- andis ;

Quibus omnibus deficientibus Adamo Gordoun filio legitimo Georgii Marchionis de Huntlie, suisque heredibus masculis qui- buscunque hereditarie ;

Totum et integrum comitatum de Sutherland, ac omnes et singulas terras ejusdem comitatus cum castro de Dwnrobene ;

Ac cum annexis connexis dependentiis tenentibus tenandriis libere tenentium servitiis lie outsettis molendinis piscariis, tam in aquis salsis quam dulcibus, advocationibus et donationibus eccle- siarum et capellaniarum earundem et omnibus suis pertinentiis jacentibus infra vicecomitatum nostrum de Innernes.

QUIQUIDEM comitatus ac terre ejusdem cum castro predicto ac aliis supraspecificatis per prius dicto nostro charissimo consanguineo Joanni Sutherlandie comiti per prius hereditarie pertinuerunt, et per ipsum suosque procuratores ad hoc legitime constitutos et literas suas patentes in manibus nostris tanquam in manibus domini sui superioris earundem sursum reddite pureque et simpliciter per fustum et baculum apud Dalkeith resignate fuerunt, ac totum jus et clameum proprietatem et possessionem que seu quas in eisdem habuit habet seu quovismodo habere vel clamare potuit omnino quieteclamavit imperpetuum, Pro hac nostra nova carta et infeoda- tione dicto nostro charissimo consanguineo Joanni Sutherlandie comiti suisque heredibus masculis et tallie respective et successive prescriptis modo inferius specificato, nostro sub magno sigillo

desuper in debita forma danda et conficienda. NEC NON dedimus concessimus et disposuimus tenoreque presentis carte nostre damus concedimus et disponimus prefato nostro charissimo consanguineo Joanni Sutherlandie comiti suisque heredibus masculis et tallie respective et successive predictis hereditarie

totam et integram unam davatam terre de

Knokfyn

unam davatam terre de

Fre.

unam davatam terre de

Swyisgill

unam davatam terre de

Kynbrasche

duas davatas terre de

Kyldona

duas davatas terre de

Dwyboill

unam davatam terre de

Balnavaleach

ac unam davatam terre de

Helmisdail

cum pendiculis ejusdem nuncupatis

Achaadaleyis

et earundem pertinentiis;

QUEQUIDEM terre predictae per prius unam partem comitatus Sutherlandie extiterunt ac per predicesores dicti Joannis Sutherlandie comitis comitibus de Caithnes pro tempore alienate fuerunt et per charissimum nostrum consanguineum Georgium nunc comitem de Caithnes suosque procuratores ad hoc legitime constitutos, et literas suas patentes in manibus nostris tanquam in manibus domini sui superioris earundem sursum reddite pureque et simpliciter apud Dalkeyth per fustum et baculum resignate fuerunt ac cum omnibus jure et titulo proprietate et possessione que seu quas in eisdem habuit habet vel quovismodo habere vel clamare potuit omnino quieteclamavit imperpetuum in favorem dicti nostri charissimi consanguinei Joannis Sutherlandie comitis ejusque heredum masculorum et tallie predictorum pro hac nostra nova carta et infeodatione ipsis desuper in debita forma danda et conficienda.

AC ETIAM dedimus concessimus et disposuimus tenoreque presentis carte nostre damus concedimus et disponimus dicto nostro charissimo consanguineo Joanni Sutherlandie comiti suisque heredibus masculis et tallie predictis hereditarie

Totas et integras terras et baroniam de
Far

cum aquis et salmonum piscariis earundem,
terras de

Armedaill

Straith

cum aquis et salmonum piscariis earundem

Renew

Kynnald

Golspetor

Delreid

Cattak

Broniche

Killicalumkill

Dawache Lochnavir

Dawache Eriboill

duas denariatas terre in

Strone

insulam de

Sanda, videlicet tres denariatas terre ibidem

insulam de

Haga, extendentem ad duas denariatas terre

terras de

Millines et

Hoip

cum aquis et salmonum piscariis earundem.

Galdwell

Balnahacles

Skelpik

Mowadell

Mekill Grub

Littill Grub

Syrearnoch

Innerner

Thorisdaill

cum aquis et salmonum piscariis earundem.

Mekill Borge

Littill Borge

Kirkboyll

Tung

Skrabister

Kennysyde

Candloch

Edderdawachellis

aquam de

Torrisdaill

cum salmonum piscariis earundem

Awchynes

Clybrek

Langall

Rosuall

Raygill

Ardnedell

Skarre

Letterlyoll

Letter-wyndeschoir

Arndaboill

Houndland

Strathoridall

—— insulam de

molendina de

Tong

Far, et

Kynnald

cum multuris et lie suckin eorundem

cum castris, turribus, fortaliciis, maneriebus, molendinis, multuris, sylvis, parcis, piscariis tam in aquis salsis quam dulcibus, advocationibus et donationibus beneficiorum, tenentibus, tenandriis, libere tenentium servitiis et omnibus earundem pertinentiis, jacentibus in Straythnavarne infra vicecomitatum nostrum de Innernes predictum. QUEQUIDEM terre et baronia cum aliis prescriptis et pertinentiis perprieus prefato nostro charissimo consanguineo Joanni Sutherlandie comiti hereditarie pertinuerunt et quas ipse per procuratores suos ad hoc legitime constitutos et literas suas patentes in manibus nostris tanquam in manibus domini sui

superioris earundem apud Dalkeyth sursum reddidit pureque et simpliciter per fustum et baculum resignavit ac totum jus et clameum proprietatem et possessionem que seu quas in eisdem habuit habet vel quovismodo habere vel clamare potuit omnino quieteclamavit imperpetuum. Ad hunc effectum ut nos easdem ad comitatum Sutherlandie antedictum modo infra scripto annectemus in debita et competenti forma ut congruit.

INSUPER nos pro bono fideli et gratuito servitio nobis per prefatum nostrum charissimum consanguineum Joannem Sutherlandie comitem prestito et impenso de novo anexavimus et incorporavimus tenoreque presentis carte nostre pro nobis et successoribus nostris annexamus et incorporamus prefatam unam davatam terre de Knokfyn—prefatam davatam terre de Fre—prefatam davatam terre de Swyisgill—prefatam davatam terre de Kynbrasche—prefatas duas davatas terras terre de Kyldona—prefatas duas davatas terre de Dwyboill—prefatam davatam terre de Balnavaleache ac dictam davatam terre de Helmsdaill cum pendiculis ejusdem nuncupatis Achaadaleis et omnibus earundem pertinentiis quibuscunque iterum ad predictum comitatum Sutherlandie cum eodem inseparabiliter pro perpetuo omni tempore affuturo remanendas, tanquam unam partem et pertinentem dicti comitatus. ET SIMILITER nos ex certa scientia et proprio motu pro diversis magnis respectibus nos moventibus etiam annexavimus et incorporavimus tenoreque presentis carte nostre pro nobis et successoribus nostris annexamus et incorporamus Totas et integras predictas terras et Baroniam de Far cum aquis et piscariis earundem—predictas terras de Armadaill—Straith cum aquis et piscariis earundem—Renew—Kynnauld—Golspetor—Delreid—Cattach—Broniche—Killicalumkill—Davach Loch Naver—Davach Eriboill—duas denariatas terre in Strone—Insulam de Sanda, viz., tres denariatas terre ibidem—Insulam de Haga, extendentem ad duas denariatas terre—dictas terras de Millenes et Hoip cum aquis et piscariis ejusdem. Galdwall—Balnahacles—Skelpik—Mowadell—Mekill Grub—Littill Grub—Syrecarnoch—Innerness—Thorisdail cum aquis et piscariis earundem—Mekill Borge—Littill Borge—Kirkboill—Tung—Scrabister—Kennysyde—Candloch—Edderdawachellis—aquam de Torrisdaill cum piscariis ejusdem—Awchynes—Clybrek—Langoill—Rosuall—Raygill—Arndnedell—Skarre—Lettirlioll—Lettir-wyndeschoir—Arndaboill—Hound-

land—Strathoridall—Insulam de ———— Molendina de Tung Far et Kynnald cum multuris et lie sucken earundem, ac cum omnibus castris, turribus, fortaliciis, molendinis, sylvis, piscariis, advocationibus et donationibus beneficiorum, tenentium, tenandriis, libere tenentium serviciis et omnibus earundem pertinentiis AD predictum Comitatum Sutherlandie cum eodem inseparabiliter tanquam unam propriam partem et pertinentem ejusdem comitatus Sutherlandie pro perpetuo omni tempore futuro remanendam. PRETEREA nos de novo dedimus concessimus et disposuimus tenoreque presentis carte nostre damus concedimus, et disponimus prefato nostro charissimo consanguineo Joanni Sutherlandie comiti suisque heredibus masculis et tallie predictis hereditarie. Totum et integrum predictum comitatum Sutherlandie ac omnes et singulas alias terras predictas ad ejusdem comitatum annexatas et incorporatas ut premissum est cum castris, turribus, fortaliciis, molendinis, sylvis, piscariis, carbonibus, carbonariis, salinis, patellis, annexis, connexis, dependentiis annexatisque pertinentiis, advocationibus, donationibus beneficiorum, tenentibus, tenandriis, libereque tenentium serviciis et earundem omnibus pertinentiis una cum omnibus, jure, titulo, interesse, juriscrameo, tam petitorio quam possessorio, que seu quas nos nostri predecessores aut successores ad easdem seu ad aliquam earundem partem habuimus, habemus, seu quovismodo habere vel clamare poterimus, aut poterint vel ad census firmas aut devorias earundem de quibuscunque annis vel terminis preteritis ratione warde relevii nonintroitus estchaete forisfacture recognitionis, purprusionis, disclamationis bastardie, infeofamentorum, sasinarum, seu retornatorum reductionis totius aut majoris partis alienationis aut ob quamcumque aliam causam seu occasionem preteritam diem date presentem precedentem renunciando et exonerando eisdem cum omnibus actione et instantia earundem pro nobis et successoribus nostris prefato nostro charissimo, consanguineo Joanni Sutherlandie comiti suisque heredibus masculis et tallie predictis pro nunc et in perpetuum cum pacto de non petendo ac cum supplemento omnium defectuum tam nominatorum quam non nominatorum, quos tanquam pro expressis in hac presenti carta nostra haberi volumus.

INSUPER nos perfecte intelligentes per inspectionem nostrorum antiquorum registorum necnon per inspectionem veterum infeofamentorum per nostros nobilissimos progenitores, concessorum

predecessoribus dicti Joannis Sutherlandie comitis et presertim per quondam Davidem regem Scottie nobilissime memorie quod antedictus comitatus Sutherlandie per prefatum Davidem regem Scottie et alios suos excellentissimos progenitores, concessus et dispositus fuit ad predecessores dicti nostri charissimi consanguinei Joannis Sutherlandie comitis in unam liberam regalitatem pro perpetuo tenendam adeo libere, cum omnibus privilegiis et immunitatibus unius libere regalitatis sicuti aliqua alia regalitas infra regnum Scottie. IDEO ac pro diversis aliis magnis respectibus et bonis considerationibus nos moventibus Nos ex certa scientia et propria motu, EREXIMUS, creavimus, univimus, anexavimus, et incorporavimus tenoreque presentis carte nostre pro nobis et successoribus nostris erigimus creamus unimus, anexamus, et incorporamus integrum predictum comitatum Sutherlandie cum omnibus et singulis predictis terris baroniis ac aliis supraexpressatis nunc ad eundem annexatis et incorporatis ut premissum est cum castris, turribus, fortaliciis, molendinis, sylvis, piscariis, annexis, connexis, dependentiis, advocationibus et donationibus beneficiorum, tenentibus, tenandriis, libere tenentium servitiis et omnibus earundem pertinentiis quibuscunque. IN UNAM INTEGRAM et liberam regalitatem cum libera capella et cancellaria cum omnibus et singulis privilegiis, immunitatibus, jurisdictionibus, casualitatibus, proficiis et commodatibus quibuscunque ad unam liberam Regalitatem cum libera capella et cancellaria spectantibus et pertinentibus prefato nostro charissimo consanguineo Johanni Sutherlandie Comiti suis que heredibus masculis et tallie predictis hereditarie pro perpetuo omni tempore affuturo per ipsos possidendam—gaudendam et utendam adeo libere in omnibus respectibus sicuti aliquis alius dominus Regalitatis infra hoc nostrum regnum. AC ETIAM intelligentes prefatum nostrum charissimum consanguineum Joannem Sutherlandie comitem eo animo exstare magnos sumptus et expensas impendere pro domorum constructione et edificatione ac pro policia super lie Inverdebruray jacentem infra dictum comitatum Sutherlandie pro nostrorum liegiorum ac aliorum extraneorum ibidem frequentantium magno commodo et asiamento Ideo nos bonam intentionem dicti nostri charissimi consanguinei collaudantes ad commoditatem reipublice nostri regni tendentem, Ereximus, fecimus constituimus et creavimus tenoreque presentis carte nostre pro nobis et successoribus nostris erigimus, facimus constituimus et

creamus dictum lie Inver de bruray, terras toftas croftas lie ontsettis cum omnibus particulis pendiculis et earundem pertinentiis, IN UNUM liberum burgum baronie et regalitatis prefato nostro charissimo consanguineo Joanni Sutherlandie comiti suisque heredibus masculis et tallie antedictis burgum de Innerbroray omni tempore affuturo nuncupandum, Cum speciali et plena potestate prefato nostro charissimo consanguineo suisque herèdibus masculis et tallie predictis, ballivos, consules, burgenses, liberos serjandos ac omnes alios officarios necessarios infra predictum burgum pro ejusdem gubernatione constituendi et eligendi et eosdem toties ipsis videbitur expediens deponendi, imponendi et extraponendi ac cum speciali et plena potestate burgensibus et liberis dicti burgi ad lie pak et peill et infra predictum burgum et libertatem ejusdem emendi et vendendi vinum et ceram, pannum laneum et lineum latum et strictum, ac omnes alias mercantias et stapule bona, ac infra predictum burgum tenendi et admittendi pistorum brasiatores laniatores piscium venditores sartores calciarios textores allutarios scissores carpentarios fabros et omnes alios artifices necessarios ad liberi burgi libertatem spectantes et pertinentes Ac cum potestate ipsis edificandi et tenendi infra predictum burgum pretorium et crucem foralem et unum forum hebdominatim die Sabbathi una cum quatuor liberis nundinis annuatim viz. super diem festi conceptionis, sancti petri apostoli, petri advincula et super diem sancti michaelis Ac cum privilegio forum tenendi ad dictas nundinas pro spacio duarum dierum et integras custumas earundem colligendi et recipiendi Et easdem pro communi bono dicti burgi applicandi Et generaliter omnia alia et singula faciendi exercendi et utendi adeo libere sicuti aliquis alius burgus baronie et regalitatis infra regnum nostrum.

PRETEREA intelligentes quod terre molendina sylva piscaria et alia particulariter subtus mentionata quarum una pars jacet infra bondas Sutherlandie ac alia pars jacet infra bondas de Caithnes et infra nostrum vicecomitatum de Innernes, omnes dicto nostro charissimo consanguineo Joanni Sutherlandie comiti in feudifirma et hereditate pertinentes, et per ipsum suosque predecessores ab antiquo de episcopo de Caythnes tenentes ante annexationem terrarum ecclesiasticarum hujus nostri regni ad coronam nostram, et nunc per ipsum de nobis immediate tenentes virtute acti annexationis dictarum terrarum ecclesiasticarum hujus regni nostre corone,

Ex quibus nos nostrique successores immediati superiores constituti sumus, et quod integre terre ac alie subtus specificate dicto nostro charissimo consanguineo in feudiferma et hereditate spectant et pertinent ut premissum est.

Viz. Omnes et singule terre et ville de

Galdwell

Caldell

Cramnage

Barolye

Slanys

Astlermoir

Astlerbeg

Sandwatt

Tarriagaviss

Crannamannycht

Caruagarrow, cum molendinis et piscariis earundem, et cum piscariis de

Laxfurde, et aquis de,

Ardurines, et lie cruvis earundem

Hoa, insula de, cum aliis insulis ibidem et piscariis earundem.

Kilmale Kirktown, terre de, cum pendiculis earundem nuncupatis.

Auchnacalzie.

Stambuster, terre de

Brymmes, terre dimietatis de

Fors, terre de, cum molendinis et piscariis earundum

Baillie, terre de

Lythmoir, due partes terrarum de

Lythmoir cum duabus denariatis terrarum tertie partis de,

Owist, due partes terrarum de

Dorarie, et

Myrremichaellis, terre de,

novem denariate terrarum cum dimidia denariate terre de Scrabister, cum lie castel wairdis et langrig de Scrabister, et piscariis earundem cum lie sklaitheuch et halkes in

Hoburneheid et pertinentiis.

Weik et Papigo, decem denariate terre de, cum croftis nuncupatis

Bishopisquoyis, Kenzeochisquoyis cum aliis croftis ibidem et tenementis in

Villa de Weik, et superiorate earundem terre de
 South Kilmister,
 North Kilmister, cum molendino de
 Wyndles, et pertinentiis
 Myreland moir, tres lie ottonis landis in ; et pertinentiis, cum
 decimis garbalibus integrarum predictarum terrarum
 Mekill Ullagrahame, terre de
 Littell Ullagrahame
 Halkrig, cum molendinis, piscariis et lie cruvis earundem
 Westerdaill, terre de
 Esterdaill
 Thornesdaill
 cum quarta parte salmonum piscarie in aqua de
 Thurso.
 Subanister, denariata terre de
 Diran, terre de
 Alterwell, cum lacu earundem
 Staustell, tres denariate cum dimidia denariate terre de,
 Skebomanys terre de, cum pendiculis nuncupatis
 Braymort
 Skebo, orientalis pars de
 Wester Skebo, terre de, et
 Skebo Castell
 Ulleste, terre de
 Ardaleis
 Airthvaiche, cum pendiculis nuncupatis
 Airthgormeta, et
 Airthnicholas
 Sythera terre de, cum crofta nuncupata
 Tayclyb
 Davochfyn terre de.
 Drumdewan et
 Ferrytun de Portnicoulter cum pertinentiis, molendinum de
 Skebo cum croftis et tenementis infra civitatem de Dornoch
 Palatium de Dornoch cum le assyiss aill et thoill dicte civitatis
 usitata et consueta cum superiorate ejusdem
 Brymmes, tredecim denariate cum dimidia denariate terre de
 Rogarmoir terre de, cum molendino et pertinentiis
 Skail, terre de, et
 Regeboill ;

cum tenentibus tenandriis libere tenentium serviiciis omnium et singularum terrarum ac aliarum supra specificatarum cum pertinentiis una cum hereditariis officiis constabularie castrorum et palatiorum de Skrabister Skebo et Dornoch ac de hereditario officio Balliatus integrarum predictarum terrarum cum omnibus feodis privilegiis et devoriis eorundem.

ET NOS CONSIDERANTES quod inhabitantes, infra terras et bondas predictas eorum habitationes procul a quocunque legitimo ordinario judicio seu justicio secundo habentes, pauperes ibidem habitantes quotidie oppressi sunt pro nunc justicie administratione inter ipsos, et destituti existentes ex ordinarii judicii consolatione inter ipsos residentis infra dictas bondas, nullum remedium seu ordo cum oppressoribus capitur, ad magnum nostri animi merorem. Pro cujusquidem opportuno remedio nos ex auctoritate nostra regali, et regia potestate, EREXIMUS creavimus et incorporavimus omnes et singulas predictas terras, molendina, sylvas, piscarias ac alias particulariter et generaliter supra expressatas, jacentes infra bondas respective predictas cum omnibus earundem partibus pendiculis et pertinentiis quibuscunque, prefato nostro charissimo consanguineo Joanni Sutherlandie comiti. spectantibus et pertinentibus ut premissum est hereditarie: IN UNUM severalem et distinctum vicecomitatum et jurisdictionem per se, vicecomitatum Sutherlandie omni tempore affuturo nuncupandum, et antedictum burgum de Innerbroray capitalem burgum antedicti vicecomitatus ordinandum, et fecimus constituimus et ordinavimus tenoreque presenti carte nostre pro nobis et successoribus nostris facimus constituimus et ordinamus prefatum nostrum charissimum Joannem Sutherlandie Comitem suosque heredes masculos et tallie antedictos hereditarios vicecomites antedicti vicecomitatus Sutherlandie. AC ETIAM hereditarios coronatores ejusdem vicecomitatus super integras bondas et terras predictas ac dedimus concessimus et disposuimus tenoreque presentis carte nostre damus, concedimus et disponimus hereditaria officia antedicta, vicecomitatus et coronatoris infra integras bondas et terras predictas in hujusmodi vicecomitatu incorporatas cum omnibus feodis privilegiis jurisdictionibus et immunitatibus casualitatibus proficiis et devoriis quibuscunque ad predicta officia Vicecomitis et Coronatoris quovismodo spectantibus et pertinentibus, prefato nostro charissimo consanguineo Joanni Sutherlandie Comiti heredibus

masculis et tallie predictis pro nunc et in perpetuum cum speciali et plena potestate suisque ipsis eorumque deputatis et officiariis dicta officia antedicti vicecomitatus et coronatoris respective antedicti vicecomitatus infra integras terras et bondas predictas cum omnibus jurisdictionibus privilegiis et immunitatibus ejusdem utendi et exercendi adeo libere in omnibus respectibus, sicuti aliquis alius hereditarius Vicecomes seu Coronator infra regnum nostrum facit seu facere possit. **NEC NON** volumus et concedimus ac pro nobis et nostris successoribus pro perpetuo decernimus et ordinamus quod unica sasina nunc per prefatum nostrum charissimum consiliarium Joannem Sutherlandie Comitem ac omni tempore affuturo per suos heredes masculos et tallie predictos apud predictum Castrum de Dwnrobene capienda, stabit et ipsis erit sufficiens sasina pro toto et integro predicto comitatu et regalitate Sutherlandie ac pro omnibus et singulis terris ejusdem Comitatus et Regalitatis cum dicto Castro de Dwnrobene et omnibus et singulis et aliis terris castris, turribus, fortaliciis, maneriebus, domibus, edificiis, hortis, pomariis, carbonibus, carbonariis, salinis, patellis, columbariis, molendinis, terris molendinariis, multuris, sylvis, parcis, forrestis, nemoribus, piscariis, tam in aquis salsis quam dulcibus, toftis, croftis, lie outsettis, lacubus, aquis, annexis connexis, dependenciis, partibus, pendiculis, advocacionibus, donationibus, et juribus patronatum ecclesiarum, beneficiorum capellaniarum earundem, cum tenentibus, tenandriis, libere tenentium serviciis et omnibus suis pertinentiis, Ac pro antedicto burgo baronie et regalitatis de Innerbroray cum integris privilegiis et immunitatibus ejusdem, omnes nunc in unam liberam regalitatem cum libera capella et cancellaria erectos ut premissum est, ac etiam predictis hereditariis officiis vicecomitis et coronatoris Sutherlandie infra integras terras et bondas supra expressatas cum feodis casualitatibus, jurisdictionibus et privilegiis earundem quibuscunque, non obstante quod non jacent insimul et contigue sed in diversis partibus super quibus nos pro nobis et successoribus nostris dispensavimus ac per presentes dispensamus pro nunc et in perpetuum. **TENENDUM ET HABENDUM** totum et integrum predictum comitatum et regalitatem Sutherlandie ac omnes et singulas terras ejusdem Comitatus et Regalitatis cum antedicto Castro de Dwnrobene et omnes et singulas alias terras cum castro, turribus, fortaliciis, maneriebus, domiciliis, edificiis, pomariis,

hortis, carbonibus, carbonariis, patelis, salinis, columbariis, molen-
dinis, terris molendinariis, multuris, sylvis, parcis, forestis, nemo-
ribus, piscariis, tam in aquis salsis quam in dulcibus, toftis, croftis
lie outsettis, lacubus, aquis, annexis, connexis, dependentiis, parti-
bus, pendiculis, advocationibus, donationibus et juribus patronatum
ecclesiarum capellaniarum et beneficiorum, cum tenentibus, tenan-
driis, libere tenentium servitiis et omnibus earumdem pertinentiis
Ac cum dicto burgo baronie et regalitatis de Inverbroray privilegiis
et immunitatibus ejusdem omnes nunc in unam liberam regalitatem
cum libera capella et cancellaria erectos ut dictum est Ac etiam
antedicta hereditaria officia Vicecomitis et Coronatoris antedicti
vicecomitatus Sutherlandie infra integras terras et bondas supra
expressatas nunc in unum severalem et distinctum vicecomitatum
per se erectum ut premissum est, cum omnibus feodis casualitatibus
jurisdictionibus, privilegiis, et immunitatibus earundem ac ad ejus-
dem officia Vicecomitatus et Coronatoris spectantibus et pertinenti-
bus prefato nostro charissimo consanguineo Joanni Sutherlandie
comiti suisque heredibus masculis et tallie respective et successive
expressatis. De nobis et successoribus nostris in feodo hereditate
ac libero comitatu et regalitate ac libero burgo in baronia et
regalitate cum libera capella et cancellaria ac in libero severali
et distincto vicecomitatu per se antedictum vicecomitatum Suther-
landie nuncupandum pro nunc et imperpetuum per omnes rectas
metas suas antiquas et divisas prout jacent in longitudine et lati-
tudine, In domibus, edificiis, boscis, planis, moris, maresiis, viis,
semitis, aquis, stagnis, rivolis, pratis, pascuis, et pasturis, molen-
dinis, multuris et eorum sequelis, aucupationibus, venationibus,
piscationibus, petariis, turbariis, carbonibus, carbonariis, cuniculis,
cuniculariis, columbis, columbariis, fabrilibus, brasinis, bruariis et
genestis, sylvis, nemoribus et virgultis, lignis, tignis, lapidiciis,
lapide et calce Cum curiis et earundem exitibus, herezeldis, blude-
witis et mulierum merchetis, cum communi pastura libero introitu
et exitu Ac cum furca, fossa, sok, sak, tholl, thame, wert, wrak,
ware, vennyson, infangthief outfangthief, pit et gallous ac cum
omnibus aliis et singulis libertatibus, commoditatibus, propriis
asiamenis ac justis suis pertinentiis quibuscunque tam nominatis
quam non nominatis tam subtus terra quam supra terram, procul
et prope ad predictum comitatum, baronias, terras, officia, regali-
tem aliaque antedicta cum suis pertinentiis, spectantibus, seu juste

spectare valentibus, quomodo libet in futurum libere, quiete, plenarie, integre, honorifice, bene et in pace absque ulla revocatione, contradictione, impedimento aut obstaculo quocunque.

REDDENDO annuatim prefatus noster charissimus consanguineus Joannes Sutherlandie Comes suique heredes masculi et tallie predicti nobis et successoribus nostris pro antedicto comitatu et regalitate unum par calcarium deauratorum in die festi Joannis baptiste nomine albe firme si petantur tantum, et hoc ex nostra scientia et proprio motu non obstante quod antedictus comitatus perprius per prefatum nostrum charissimum consanguineum suosque predecessores de nobis et nostris nobilissimis progenitoribus per servitium warde et relevii tenebatur. Quod nos pro diversis magnis respectibus nos moventibus in alba firma pro nobis et successoribus nostris permutavimus ac per presentis carte tenorem permutamus pro nunc et in perpetuum Ac pro antedictis hereditariis officiis vicecomitis et coronatoris antedicti vicecomitatus Sutherlandie infra integras terras et bondas predictas prefatus noster charissimus consanguineus Joannes Sutherlandie comes suique heredes masculi et tallie predicti faciendo et administrando justiciam per seipsos eorumque deputatos et officarios in predictis officiis respective ut de jure congruit. Necnon reddendo nobis et successoribus nostris unum par calcarium deauratorum annuatim in die festi Joannis Baptiste nomine albe firme si petantur tantum. IN CUJUS REI testimonium huic presenti carte nostre magnum sigillum nostrum apponere precipimus TESTIBUS predilectis nostris consanguineis et consiliariis Joanne Marchione de Hamiltoun, comite Arranie, domino Evan, etc. Joanne comite de Montrois, domino Grahame, etc. Cancellario nostro. Georgio Mariscalli comite, domino Keyth, etc. regni nostri marescallo. dilectis nostris familiaribus conciliariis dominis Jacobo Elphinstoun de Barnetoun nostro secretario, Ricardo Cokburne juniore de Clerkingtoun nostri secreti sigilli custode, militibus. Magistro Joanne Skene nostrorum rotulorum registri ac consilii clerico, domino Joanne Cokburne de Ormestoune milite, nostre justiciarie clerico, et magistro Willielmo Scott de Grangemure nostre cancellarie direttore. Apud Dalkeyth penultimo die mensis Aprilis anno domini millesimo sexcentissimo primo regnique nostri anno trecesimo quarto.

*Contract between King Charles I. and John Earl of Sutherland,
for the resignation of the Regality of Sutherland.*

1631. } CHARLES R. AT Oatlands and Halyrudhous re-
 July 18. } spectively the auchteene day of July and twenty six
 Aug. 26. } day of August, the zeir of God One thousand six
 hundred and threttie-ane zeiris. It is appointed,
 agriet, finallie contractit and endit betwix the most excellent heich
 and michtie Prince and Monarche Charles, be the Grace of God,
 King of Scotland, England, France and Ireland, defendar of the
 Faith, and with advyse and consent of His Majestie's richt traist
 Cousigne and Counsallour Williame Erle of Mortoun, Lord Dalkeith
 and Aberdour, and Heiche Thesaurer, Comptroller, and Collectour-
 Generall of His Majestie's new augmentationnis within the king-
 dome of Scotland, and of His Majestie's traist Cousigne and
 Counsallour Johnne Lord Stewart of Traquair, and His Majestie's
 Deput in the saidis offices, and also with advyse and consent of
 the Lordis and utheris of His Majestie's secreit Counsal and Ex-
 cheker of the said kingdome of Scotland on the ane pairt, and His
 Majestie's right traiste Cousigne Johnne Erle of Sutherland, Lord
 Strathnaver, on the uther pairt, in maner, forme, and effect as afir
 followis :—That is to say, FOR SA MEKILL as umquhile Johnne Erle
 of Sutherland, father to the said Johnne now Erle of Southerland,
 was heritable infest and seaset be Chartour and Infestment,
 grantit to him under the great Seall by his Majestie's umquhile
 darrest father King James the Sext of worthie and eternall
 memorie off the dait, the penult day off Apryll, the zeir of God
 1601 zeiris, and Instrument of Seasing following thereupone,
 adittit the day of , In all and hail the richt and
 privieledge of Regalitie within the hail boundis off the Erledome
 off Sutherland, in maner at lenth mentionat and contenit in the
 said Infestment lykeas umquhile King David the Secund, His
 Majestie's predecessour of worthie memorie be his Chartour and
 Infestment of the dait at Lanerk, the tent day of October, and
 seventene zeir of his reyne, gave grantit and confirmet to umquhile
 Williame Erle of Sutherland, and to His Majestie's sister Mar-
 garet spous to the said Erle, and to thair airis, to be gotten
 betuix thame (of quhome the said Johnne, now Erle of Sutherland
 is lineallie discendit) the said Erledome of Sutherland in ane frie
 regalitie for ever with all liberties, commodities, easmentis, and

richteous pertinentis which are known to pertaine to ane frie regalitie as amplie and surelie as any regalitie within the said kingdome of Scotland is bruikit and possest, and sicklyke for sa meikle as the said umquhile Johne Erle of Sutherland, be vertue of the forsaid Chartour and Infestment grantit be His Majesties said umquhile darrest father of the dait forsaid, and Seasing following thereupone, wes heritable infest in all and haille the heretable office of Scherifschip of the Scherifdome of Sutherland comprehending the boundis and limitis specifiet in the said infestment. Lykeas be the said Infestment the said umquhile Erle and his airis, mail and of taillie specifiet and contenit therein, are maid and creat not onlie heretable Schereffis of the said Scherifdome, but also heretable Crouneris of the samyn Scherifdome, and in the saide Chartouris and Infestmentis of the daitis respectively above writtin at mair lenth is contenit, AND als forsamekill as the said Johne, now Erle of Sutherland wes upone the seventene day of Apryll, the zeir of God 1617 zeirs dewlie and lawfullie infest and seaset as air to the said umquhile Johne Erle of Sutherland, that last deceaset his father, In all and haille the said richt and priveledge of frie regalitie within the haille boundis of the said Erledome of Sutherland, with the haille priveledges, liberties, commodities, easmentis, and richteous pertinentis of the samyn, And also in all and haille the saidis heretable offices of Scherefschip and Crounerie of the said Scherefdome of Sutherland with the haille liberties, priveledges, and immunities of the samyn within the haille boundis thereof, as the said Infestment of the dait forsaid at mair lenth purports. AND His Majestie being fullie resolvet to have all the heretable offices and jurisdictionnis within this kingdome drawn and reducet to the Crowne and prerogative royall in the maist easie, just, and commodious way, and His Majestie upone some offeris and overtouris maid be the said Johne now Erle of Sutherland, for surranderig of the saidis heretable offices in His Majestie's handis for ane reasonabill satisfioun having remittet the consideratioun thereof to the Commissionaris of Surrenderis and Teynds, They be thair Act of the dait the 17 day of Junij, the zeir of God 1631 zeiris, have fund the saidis offeris and overtouris reasonabill in thameselves, and according thairto ordanet His Majestie's Advocat to draw up ane perfyke and formale resignatioun of the saidis offices and richtis of Regalitie, Scherifschip, and Crounerie

to be subscribet be the said Erle, togidder with suche writtis and securities as may secure the said Erle in the possessioun of the saidis richtis and offices untill the compositioun and summe aftir specifiet extending to the summe of Ane thousand pundis sterling, be reallie and trewlie payit be His Majestie to the said Erle, hes airis, Executors, or Assignayis, THAIRFORE the said Johne now Erle of Sutherland, for obedience and fulfilling of his pairt of the said Act, binds and obleissis him and his forsaidis to resigne, renunce, surrander, and overgive fra him and his forsaidis, in the hands of His Majestie and His Hienes' successouris, and in thair favour all and hail the said heretable richt and titill of Regalitie, togidder with the saidis heretable offices of Scherifschip and Crownerie of all and hail the said Scherifdome of Sutherland, with the hail fees, priveledges, liberties, commodities, and immunities pertaining and belonging thairto, togidder with all and sundrie chartours, preceptis, seasingis, infestmentis, and other richtis, titillis, and securities quhatsoever maid and grantit to the said Erle, his predecessours and authoris, or conceivet in thair favour be quhatsumevir persoun or persounes of and concerning the said heretable richt and titill of Regality forsaid, and of the saidis heretable offices of Sherefschip and Crownerie, liberties, priveledges, and casualties pertaining thayrto, togidder with all richt, titill, interest, clame of richt, propertie, and possessioun, petitory, and possessory, actioun and instance which the said Erle or his forsaidis had, hes, or ony wayis may have clame or pretend thairto, or to ony pairt thairto, in time cuming, reserving allennarlie to the said Erle and his forsaidis, the libertie and priveledge of Baronn Courtis, pit and gallous, with the jurisdiction of Baronie, liberties and priveledges of the samyn within so manie of the landis, baronies, Erledome and Schereffdome forsaid, quhilk the said Erle and his successours holdis, or sall hold of His Majestie, and His Hienes' successours in frie Baronie, and no further, and for the better denuding of the said Erle and his forsaidis of the heretable richt and titill of regalitie and heretable offices of Schereffschip and Crownerie abovespezifiet with the priveledges and casualties pertaining thairto, the said Erle hes maid, constituted, and ordanet, and by the tenor heirof, makis, constitutes, and ordaines James Douglas maister to the secreit counsell and Exchequer, and ilk ane of thame conjunctlie and severallie,

the said Johne Erle of Sutherland, his verie lawful, undoubtit and irrevocable procurators, actors, factors, and speciall earand bearers to the effect underwrettin, gevin, grantand, and commit-tand to thame, and ilk ane of tham conjunctlie and severallie, as said is, his verie full, frie, plaine power, generall and speciall com-mand, express bidding, mandat, and chairge for him in his name, and upone his behalff to compeir befor Our Soverane Lord and His Hienes' successours immediat lawful superiours of the said richt of Regalitie, offices of Scherifschip and Crounerie above spe-cifiet, or before thair Commissionaris, quhatsumever day or dayis, place or places, lawful and convenient, and thair with all dew reverence and humilitie as becumes purelie and simplie be staff and bastoune as use is To resigne, renounce, surrander, overgive, and delyver fra the said Erle, his airis and successours, lykeas the said Johne Erle of Sutherland be the tenor heirof resignes, re-nounces, surranders, overgives, and delyvers fra him and his for-saids, all and haill the said heretable richt and titill of Regalitie of all and haill the said Erledome of Sutherland, and haill lands, baronies, and utheris pertaining and annexed thairto, with the pertinents, togidder with the said heretable offices of Scherifschip and Crounerie of all and haill the forsaid Scherifdome of Suther-land, with the haill free priveledges, liberties, commodities, immu-nities, casualities, and dewties pertaining and belonging thairto, togidder with all richt, titill, intres, clame of richt, propertie, and possessioun, petitorie, and possessorie quhilk the said Erle or his forsaidis had, hes, or onywayis may have, ask, clame, or pre-tend thairto, or to ony pairt thairof in tyme cuming IN THE HANDIS of our said Soverane Lord or His Hienes' successours, or thair Commissionaris forsaid, or in the handis of the said Erle, his imme-diat, lawfull superiours of the samyn. IN FAVOURIE of His Majestie, and His Hienes' successours forsaidis ad perpetuam remanentiam To remaine with thame for ever Reserving allenarlie to the said Erle and hisforsaidis, the libertie and priveledge of Baronn Courtis, pit and gallous, with the jurisdictione of Baronie liberties and priveledges of the samyn within so many of the landis, baronies, Erledome and Scherifdome forsaid quhilk the said Erle and his successours holds, or sall hold, of His Majestie and His Hienes's successours, in frie baronie, and no further actis, instrumentis, and documentis, ane or mo thairupone, to ask, lift, and raise, And ge-

nerallie all and sundrie uther thingis to do, use, and execute anent the premissis siclyke, and as friely in all respectis as the said Erle might do thairin himselff if he were personallie present, promittend to hold firme and stabill all and quhatsumever thingis his said procuratours or ony of thame conjunctlie and severallie in his name in the premissis richteouslie dois, Quhilk surrander and resignatioun the said Erle binds and obleissis him and his forsaidis to warrand, acquyet, and defend, to be guid, valid, effectuell, and sufficient in the selff, fra his awin and his forsaidis proper factis and deedis and fra the proper factis and deedis of his predecessours, Erles of Sutherland allenarlie AND His Majestie, with consent forsaid, willis and declairis that efter the payment of the said summe of Ane thousand pundis sterling, efterspecifiet, quhilk is appoynted to be payit to the said Erle and his forsaidis for the pryce and composition of the surrander of the forsaidis heretable richtis and offices, that the said richt and titill of regalitie sall be suppress and extinguished for ever With the hail priveledges, liberties, commodities, and casualties pertaining and belonging thairto ; But as to the said jurisdiction of Scherifschip and Crownerie his Majestie willis and declairis that the samyn sall be onlie suppress and extinguished in swa far as the samyn are heretable, but not in swa far as the samyn are severall jurisdictionous and offices necessar for the governement and peace of the Kingdome, quhilk his Majestie willis and declairis to stand in the awin force and effect with the lyke priveledges and liberties as pertienes to ony uther Scherifdome of this Kingdome not being heretable, AND farder, His Majestie considering how necessar it is that the said Countie of Sutherland, togidder with the landis efter following, lying maist ewest and contigue thairto be of new established in ane hail and frie Scherifdome, to be governet be thair awin Scheriffis and uther officiaris requisit to that effect. THAIRFORE His Majestie with advyse and consent of the saidis Lordis and utheris of His Hienes' secreit counsall and exchekker of this said kingdome, Hes of new erected and incorporat, and by the tenor herof of new erectis and incorporatis, all and hail the said countrie of Sutherland with the countries of Strathnaver, Assint and Fairniecostar, alias Sleischeles, with the hail boundis, landis, baronies, erledomes, Lordschips, waters, fischingis, mylnes, and utheris, within the samyn. IN ANE HAILL, frie, severall and distinct Scherifdome be the selff To be

callit now and in all tyme cuming, the Scherifdome of Sutherland to be governet by the Scheriffis and utheris officiaris perteing to the jurisdiction of ane Scherifdome in all tyme cuming. Lykeas His Majestie with advyse and consent forsaide of certaine knowledge and proper motive, disunits, dissolviss, and dividiss the said landis and countries of Assint and Fairniecostar alias Sleischeles quhilk for the present ar ane pairt of the Scherifdome of Innerness in respect of the far distance thair of fra the Burghe of Innerness quhilk is the heid Burghe of the said Scherifdome of Innerness, and unites, annexis, and incorporatis the saidis Landis and Countries of Assint and Fairniecostar alias Sleischeles, with the haill boundis of the samyn To the said Scherifdome of Sutherland, in respect of the neirnes and contiguitie thairto, and commodiousnes of the samyn. Lykeas His Majestie with consent forsaide of certaine knowledge and proper motive for His Hienes and his successours, willis and ordaines that the said Scherifdome of Sutherland comprehending the haill lands and boundis quhilk of before pertainet to the said Scherifdome of Sutherland, and are exprest in the said Infestment grantit be his Majestie's said umquhile darrest Father to the said umquhile Johne last Erle of Sutherland in the moneth of Apryl, 1601 zeiris Togidder with the saidis landis and countries of Assint and Fairniecostar now addit thairto sall be and remaine ane severall and distinct Scherifdome be the selfe seperat frome the said Scherifdome of Innernes in all tymecuming within the boundis and limitis efter following, vizt. Begynnand upone the northe at the strype callit Faehallodaill quhilk devydis Strathnaver from Caithnes, and fra that south-east be the topis of the hillis to the Ord upone the sey-coste, including the haill boundis of the Orde, and thairfra south-west till the mouthe of the water of Tayne alias Portnacuter, and fra that west till the water of Oikell, comprehending thairin the haill landis and countrie of Fairniecostar alias Sleischeles, and fra that west till Lochbrome and Coygache swa far as the dyocis of Caithnes extendis, comprehending thairin the saidis landis and countrie of Assint unto the west sey, and fra thence northe up the sey-coste till the northmest poynt of the land called Arduienes, and fra thence east to the river and water of Hallodaille, and fra that east to the said strype called Faehallodaill; AND His Majestie willis and declaris, and for His Hienes and his successours with advyse and consent foresaid, decernes and ordanes that

the heid burghe of the said Scherifdome of Sutherland is, and sall be the toune and burghe of Durnoche, laitlie erected be His Majestie's selff, in ane frie burghe royall, and that all proclamatiouns and executiouns of breves, horneingis, inhibitiounis, denuncia-tiounes, weaponnschowingis, and utheris of the lyke nature, swa far as concernes the haill inhabitantis within the said Scherifdome of Sutherland within the haill boundis and limitis of the samyn above-exprest, sall be uset, and execute at the Mercat Croce, and in the said Burghe of Durnoche, and that all services of brieves and registratiounnis of the said horneingis, inhibitionnis, and uthiris forsaidis sall be uset and maid within the said toune and burghe of Durnoche, as the heid burghe of the said Scherifdome, and that the Scheriffis for the tyme, their Clerkis and Deputis sall hald thair Courtis within the said burghe, and be resident thairin for that effect, AND His Majestie with advyse and consent forsaid be the tenor herof geves and grantis full power, libertie, and licence to the frie baronns and utheris inhabitantis, within the said Scherifdome of Sutherland now present, and to thair successours in all tyme cuming, to elect, appoynt, nominat, and chose thair awin Commissionaris for the said Scherifdome of Sutherland to compeir for thame, and in thair names at all Parliamentis, meetingis, and generall conventionnis within this kingdome for the publick ef-fairis of the samyn at all occasiounis requisit and necessar as effeirs, and they to have thair vote thairin, and the samyn to be as effectuall as the vote of ony utheris Commissionaris of ony uther frie Scherifdome within this kingdome, AND His Majestie be the tenor herof, in verbo principis for His Hienes and his suc-cessours with advyse and consent forsaid, doth faithfullie promeis to ratifie, approve, and confirme this present contract in the haill heids and articles thairof; togidder with the erectioun and unioun above specifiet of the forsaid Scherifdome within the haill boundis and limitis of the samyn aboveexpressed liberties and privieledges thairof, and of the forsaid burghe royall liberties and privieledges pertaining thairto, and exprest heirintil, and in the Chartour and Infestment thairof forsaid grantit thereanent, and that in His Hienes' Hiche Court of Parliament nixt to be halden within the kingdome of Scotland for the whiche thir presentis sall be ane sufficient warrand to the Lordis of Articles of the said Parliament to that effect, ATTOUR His Majestie with advyse and consent for-

said faithfullie promitis and obleissis him and His Hienes' successours to content and pay to the said Johne Erle of Sutherland and his forsaidis, as for the pryce and compositioun of the surrander abovespecifiet, all and haill the summe of Ane thousand pundis sterling, extending to the summe of Twelff thousand pundis scottis usuall money, quhilk is appointet to be payit by His Majestie and His Hienes' successours at sik tyme as they sall think fit and expedient, and that the said Erle and his forsaidis sall bruik and possess the forsaidis richtis and offices of Regalitie, Scherifschip, and Crownerie, be virtue of the wodsett underwrittin, ay and quhill the said summe of ane thousand pundis sterling be compleitlie payit to the said Johne Erle of Sutherland or his forsaidis in maner following, AND THAIRFORE His Majestie with advyse and consent foresaid, hes agreit and condiscendit to impignorat and wodset Lykeas His Majestie be the tenor heirof, with advyse and consent foresaid, impignorats and wodsettis to the said Johne Erle of Sutherland, his airis mail and assignayis quhatsumever, all and haill the said richt of Regalitie of all and haill the said Erledome of Sutherland, and offices of Scherifschip and Crownerie above specifiet of the said Scherifdome of Sutherland within the haill boundis and limittis of the samyn above exprest, unit, annex, erected, and incorporat in maner abovementionat with all and sundry fies, priveledges, jurisdictiones, immunities, casualities, proffeitis, and deuties quhatsumever perteing or belonging to the saidis richtis and offices of regalitie, Scherifschip and Crownerie in maner abovewrittin. To be halden of His Majestie and his hienes' successours in maner and for payment of the blenche deutie efter specifiet, under reversioun, alwayis be payment of the said somme of Ane thousand pundis sterling in maner efterspecifiet, AND His Majestie with advyse and consent foresaid faithfullie promeissis to infest and sease the said Johne Erle of Sutherland and his foresaidis, in all and haill the said richt of regalitie of the said Erledome of Sutherland, and haill landis, baronies, and utheris perteing to the said Erledome, quhairin the said Erle and his predecessours had the richt of regalitie of before. Togidder with the haill priveledges, liberties, immunities, and casualities perteing to the said regalitie, and to erect the said Erledome, and haill landis, baronies, and utheris perteing thairto in frie regalitie with frie chapell and chancellarie, as

amplie and frielie as the said Erle and his predecessours had and bruikit the samyn of before. To be halden of His Majestie and his Hienes' successours in frie blenche for payment of ane penny upon the ground of the said regalitie, or ony pairt thair of zeir lie at the feast of Witsonday, in name of blenche ferme if it be askit allanerlie, redemable alwayis and under reversioun in maner following and siclyke, to infest and seise the said Erle and his forsaidis, in all and haill the heretable offices of Scherifschip and Crownerie of the said Scherifdome, within the haill boundis and limittis thair of above exprest, comprehending the haill landis, baronies, and utheris lyand within the said Scherifdome erectit of before. Togidder with the said landis of Assint and Fairnie-costar now addit thairto, with the haill frie commodities, priviledges, immunities and casualities pertaining to the samyn To be halden of His Majestie and his Hienes' successours in frie blenche for payment of ane penny upone the ground of ony pairt of the said Scherifdome zeir lie at the feast of Witsonday, in name of blenche ferme, if it be askit allanerlie dureing the not redemption of the samyn be vertue of the reversioun underwritin, redimable alwayis and under reversioun, Lykeas, it is heirby expresslie provydit and declairit that the forsaid richt of regalitie and offices of Scherifschip and Crownerie sall be redimable to His Majestie and his successours in maner eftir following, viz., That quhensoever it sall please his sacred Majestie and his successours or thair Thesaurers in His Majestie's name to content and pay to the said Johne Erle of Sutherland his airis, executours, or assignayis all and haill the said somme of Ane thousand pundis sterling, extending to the said somme of Twelff thousand pundis Scottis money, haveand course of payment for the tyme within the great kirk of Edinburghe, callit Sanct Goillis Kirk, at that pairt thair of whare the tombe of umquhile James Erle of Murray is situat, upone the premonitioun of fourtie dayis wairneing to be maid before any terme of Witsonday or Martimas, to the said Erle or his forsaidis personallie, or at thair dwelling places, being for the tyme in presence of ane notar and witnesses as effeiris, and in caice of refuiss, or not compeirance to the ressait of the said somme the samyn to be consignet in the handis of the Deane of Gild or Theasaurer of the said Burghe of Edinburghe, being for the tyme, To be furthcum- and to the said Erle and his forsaidis ; That than, and in that

caice, the said Johne Erle of Sutherland and his forsaidis sall be bund and obleist Lykeas, the said Erle be the tenor heiroyf bindis and obleissis him and his forsaidis to resigne, renounce, surrender, overgive, and denud himselff and his foresaidis omni habili modo of the hail richt and titill of the foresaidis richtis and offices of Regalitie, Scheriffschip, and Crownerie, with the hail free priviledges, liberties, commodities, immunities, casualities, profeits, and deunties quhatsumever perteing and belonging thairto. Togidder with all and sundrie Chartours, Preceptis, Infestmentis, Seasingis, Richtis, Titillis, and Securities quhatsumever maid or to be maid and grantit to the said Erle and his foresaidis by His Majestie, thairupon To and in favour of his said sacred Majestie and His Hienes' successors to remaine with thame for ever. Reserveing allanerlie to the said Erle and his foresaidis the libertie and priviledge of baronn courtis, pit, and gallous, with the jurisdiction of baronie, libertie and priviledges of the samyn, within swa many of the Landis, Baronies, Erledomes and Scherifedome foresaid, quhilk the said Erle and his successors haldis or sall hald of His Majestie and His Hienes' successors in frie Baronie and no further, Provyding alwayis the said Erle be no farther obleist in warrandice of the premissis; but fra his awin and his airis, assignayis, and successors factis and deidis done, or to be done in prejudice of the samyn, and fra the factis and deidis of his predecessours Erles of Sutherland. Lykeas the said Erle, be the tenor heiroyf bindis and obleissis him and his foresaidis to warrand, acquyet, and defend the forsaid renunciatioun, resignatioun, and dispositioun To be guid, valeid, effectuell, and sufficient in the selff fra the said Erle and his forsaidis proper factis and deidis, and fra the factis and deidis of his said predecessours Erles of Sutherland allanerlie. To wit, that the said Erle nor his forsaidis hes not done, nor sall do nothing in prejudice of thir presentis, And for the mair securitie, His Majestie with the consent forsaid, and the said Johne Erle of Sutherland, ar content and consents thir presentis be insert and registrat in the buiks of Counsall and Sessioun, or buiks of Exchequer of the said Kingdome of Scotland To have the strenthe of ane Act and Decreit of the Lordis thairof, with all neidful executioun to follow thairupone in forme as effeiris and to that effect constitute

Thair Procuratours and ilk ane of tham conjunctlie and severallie

to compeir and consent to the registratioun heiroy in maner for-
said, promitteñ de rato. In witnes quhairof (written by Johne
Sempill, servitor to Henrie le Vaiche, wryter to his Majestie's sig-
net) His Majestie hes sealled and suprascryvet and the said Lordis
and utheris of Counsal and Exchequer, and the said Johne Erle of
Sutherland, have subscriyvet thir presentis with thair handis, day,
moneth, zeir, and place abovewrittin before thir witnessis, Mr.
James Keith, servitour to William Erle of Stratherne and Mon-
teith, President of his Majestie's Privie Counsall and Lord Heiche
Justice of Scotland, Mr. Alexander Burnet, servitour to Sir Thomas
Hope of Craighall, his Majestie's Advocat, Alexander Lyntoun,
wryter in Edinburghe, and Gilbert Gourdown, servitour to the said
Johne Erle of Sutherland, suprascryvet thus :—Charles R., and
subscriyvet thus, Geo. Cancell, Stratherne, Wintoun, Linlithgow,
Sterling, Pa. B. of Ross, Thomas Hope, Arskyne, Elphinstoun,
Scottistarvett, Traquaire, James Baillie, Southerland, H. Raythe,
witness, Alex. Burnet, witnes, Alex. Lyntoun, witnes, Gilbert
Gordonne, witnes.

Signed at Oatlands, the 18 day of July, 1631. Subscriyvet
be the Erle of Sutherland, at Halyrudhaus, 26 August, 1631.

*Charter in terms of the aforesaid Contract in favour of John
Earl of Sutherland.*

1631. } CAROLUS Dei Gratia Magnæ Britannie Francie
Sept. 14th. } et Hibernie Rex Fideique Defensor OMNIBUS probis
hominibus suis ad quos presentes litere pervenerint
salutem SCIATIS Quia per contractum et appunctuamentum
initum et confectum inter nos cum avisamento et consensu prin-
cipalis nostri thesaurarij et deputati infrascript. nec non domino-
rum aliorumq. nostri secreti consilij et secretarij regni nostri
Scotie ab una, et predilectum nostrum consanguineum Joannem
comitem de Sutherland ab altera partibus de data apud Oatlands et
Halyrudhous respective decimo octavo die mensis Julij et vigesimo
sexto die mensis Augusti respective anno domini millesimo sexcen-
tesimo trigesimo primo prefatus noster consanguineus Joannes
Sutherlandie comes a semetipso heredibus suis et assignatis qui-
buscunq. Resignavit renunciavit et extra-donavit Totum et integrum

hereditarium jus et privilegium Regalitis infra integras bondas Sutherlandie comitatus Prout in dicto contractu continetur una cum hereditarijs officijs vicecomitis et coronatoris totius et integri Sutherlandie vicecomitatus infra integras bondas et limites ejusdem cum omnibus feodis privilegijs libertatibus commoditatibus immunitatibus casualitatibus et divorijs ad predictum hereditarium jus Regalitis hereditaria officia Vicecomitis et Coronatoris infra bondas dict. Regalitis et Vicecomitatus spectan. et pertinen. una cum omni jure et titulo que dictus comes suiq. predicti habuerunt habent seu quovismodo ad eadem aut aliquam earundem partem pretendere poterint in futurum. In manibus nostris et in nostro nostrorumq. successorum favore ad perpetuam remanentiam RESERVATIS tamen dicto nostro consanguineo suisq. predictis libertate et privilegio baronie curiarum et lie pitt et gallous cum jurisdictione baronie libertatibus et privilegijs ejusdem infra totidem terras baronias comitatum et vicecomitatum predictum quot dictus comes suiq. successores de nobis et nostris successoribus tenet seu tenebunt in libera baronia et non amplius PRO quaquidem resignatione nos virtute dicti contractus tenemur solvere prefato nostro consanguineo Joanni Sutherlandie comiti heredibus suis masculis aut assignatis quibuscunq. summam mille librarum sterlingarum lie sterling money extenden. ad summam duodecim mille librarum monete regni nostri Scotie que per nos aut successores nostros quocunq. tempore nobis vis erit solvi constituitur Et dictus noster consanguineus suiq. predicti predictum jus Regalitis gauden. et possiden. infra dictum Sutherlandie comitatum una cum dictis officijs Vicecomitis et Coronatoris infra dictas bondas Sutherlandie Vicecomitatus tam ab antiquo eidem spectan. quam nuper virtute dicti contractus eidem annexat. Idq. semper et donec dicta summa mille librarum sterlingarum lie sterling sit soluta Et ad hunc effectum nos cum consensu predicto tenemur dare et concedere sufficientes cartas et infeofamenta prefato nostro consanguineo Joanni Sutherlandie comiti suisq. predictis de jure Regalitis et officijs Vicecomitatus et Coronatoris predict. Sub reversione per solutionem dicte summe mille librarum sterlingarum lie sterling Prout in dicto contractu continetur prout dictus contractus hac in parte ejusdem proportat. IGITUR pro perimptione dicti contractus hac in parte ejusdem nos cum avisamento et consensu predilecti nostri consanguinei et consilarij Willielmi comitis

de Mortoun domini Dalkethe et Abirdour principalis nostri thesaurarij computorum nostrorum rotulatoris collectoris generalis infra hoc regnum nostrum Scotie ac fidi nostri consanguinei et consiliarij Joannis Domini Stewart de Traquair nostri in dictis officijs deputati ac etiam cum avisamento et consensu reliquorum dominorum nostri scaccarij dicti regni nostri commissionariorum nostrorum impignoravimus dedimus et concessimus ac disposuimus tenoreq. presentis carte nostre impignoramus damus concedimus et disponimus Prefato nostro consanguineo Joanni Sutherlandie comiti heredibus suis masculis et assignatis quibuscunq. hereditarie Totum et integrum dictum jus et privilegium libere Regalitatibus infra integras bondas Sutherlandie comitatus predict. sicuti in eodem contractu latius continetur. AC ETIAM impignoravimus dedimus concessimus et disposuimus tenoreq. presentis carte nostre impignoramus damus concedimus et disponimus predicta officia vice comitis et coronatoris dicti Sutherlandie vicecomitatus comprehendentes. integras terras et bondas ab antiquo eidem vicecomitatui spectantes. ac etiam terras et regiones de Assint et Fairniecostarie alias Slescheles nuper eidem annexat. infra integras bondas et limites infraspacificat. et in dicto contractu content. viz. Incipien. super boreale apud torrentem lie strype nuncupat. Faehallodaill qui dividit Strathnavar a Cathnes Et illinc pergendo versus austrum orientale per cacumina montium ad lie Orde super maris littus includen. integras bondas de lie Orde Et inde versus austrum occidentale ad orificium aque de Tayne, alias Portnacuter, Et abhinc versus occiden. ad aquam de Occeil inde comprehendentes. terras et regionem de Fairniecostarie alias Slescheles Et illinc versus occiden. ad Lochbroome et Coygache quousq. Catanie diocesis sese extendit. Inde comprehendentes. dictas terras et regionem de Assint ad mare occidentale Et illuc pergendo super maris littus versus borealem finem terre nuncupat. lie Ardurienes et istinc versus orientem ad fluvium et aquam de Hallodaill Et illinc versus orientem ad predictum torrentem lie strype nuncupat. Faehallodaill Una cum singulis feodis privilegijs libertatibus commoditatibus immunitatibus et casualitatibus ad predicta jura et officia Regalitatis Vicecomitis et Coronatoris spectantes. et pertinen. infra integras bondas et limites ante dictos vicecomitatus predicti durantes. non redemptione eorundem virtute reversionis supra et infraspacificate IN SUPER nos pro causis suprascriptis DE NOVO univimus annexavimus ereximus et incor-

poravimus Tenoreq. presentis carte nostre cum consensu prescript de novo unimus annexamus erigimus et incorporamus Totum et integrum dictum Sutherlandie comitatum et singulas terras aliaq. perprius eidem pertinen. et annexat. IN UNAM integram et liberam regalitatem cum libera capella et cancellaria cum omnibus et singulis privilegijs libertatibus immunitatibus et casualitatibus ad unam liberam regalitatem cum libera capella et cancellaria infra regnum nostrum Scotie spectan. seu spectare valen. Prefato nostro consanguineo suisq. predictis per ipsos adeo libere in omnibus respectibus gauden. et possiden. sicuti aliquis alius dominus regalitatis ejusmodi jus privilegium et jurisdictionem regalitatis gaudet et possidet infra hoc regnum nostrum Idq. semper et donec legitima redemptione ejusdem virtute reversionis supra et subscripte Post cujusquidem redemptionem dicta regalitas erectio ejusdem prescripta cum libera capella et cancellaria et jurisdictione ejusdem cum singulis privilegijs et casualitatibus eidem pertinen. suppressa dissoluta irrita et extincta erit imperpetuum ac si eadem nunquam erecta aut in rerum natura exstisset secundum tenorem dicti contractus ET SIMILITER nos ex certa scientia et proprio motu cum avisamento et consensu predicto dissolvimus dissolvimus separavimus et dividimus tenoreq. pñtium dissolvimus disunimus separavimus et dividimus dictas terras et regiones de Assint et Fairniecostarie alias Sleischeles et integras earundem bondas a vice comitatu de Innerness ad quem eedem perprius pertinuerunt Respectu longe ab eodem distantie Et univimus annexavimus addidimus et incorporavimus tenoreq. pñtis carte nostre unimus annexamus addimus et incorporamus Predictas terras et regiones de Assint et Fairniecostarie alias Sleischeles et integras earundem bondas ad prefatum Sutherlandie Vicecomitatum Ratione eidem contiguitatis et propinquitatis cum eodem inseparabiliter tanquam unam partem et pertinen. prefati Sutherlandie vicecomitatus pro perpetuo omni tempore affuturo remanen. Ac DE NOVO ereximus et incorporavimus tenoreq. pñtis carte nostre cum consensu predicto de novo erigimus et incorporamus Totam et integram dictam Sutherlandie regionem cum regionibus de Strathnaver Assint et Fairniecostarie alias Sleischelles cum integris bondis terris baronijs regionibus dominijs aquis piscationibus molendinis alijsq. infra bondas et limites eorundem supra express: IN UNUM generalem et distinctum Vicecomitatum per se nunc et omni tempore affu-

turo Vicecomitatum Sutherlandie nuncupand. per vicecomites aliosq. officarios ad jurisdictionem vicecomitatus omni tempore affuturo gubernand. Ac dedimus concessimus et disposuimus tenoreq. pñtis carte nostre damus concedimus et disponimus hereditarium jus regalitatis predictæ cum hereditarijs officijs Vicecomitis et coronatoris infra dictum Sutherlandie vicecomitatum nunc ut premissum est erect. Prefato nostro consanguineo Joanni Sutherlandie comiti suisq. predictis et hoc duran non redemptione eorundem tantummodo secundum clausulam et conditionem reversionis in dicto contractu mentionat. PRETEREA volumus et concedimus ac pronobis et successoribus nostris cum avisamento et consensu predicto determinimus et ordinamus, Quod villa et oppidum de Durnoche nuper in libero burgo regio lie brugh royall erect. Est et erit capitale burgum dicti Sutherlandie vicecomitatus Et quod omnes proclamationes breviumq. exequutiones cornuationes inhibitiones denunciationes armorum lustrationes lie weaponn schawingis aliaq. ejusmodi nature quatenus ad singulos inhabitantes infra dictum Sutherlandie vicecomitatum attinet infra integras bondas et limites ejusdem supra express. modo ut supra erect. et incorporat. utentur et fungentur apud crucem foralem dicti burgi nostri de Durnoche Et quod omnia brevium deservitia et registrationes dictarum cornuationum inhibitionem aliorumq. prescriptorium utentur et fierent infra villam et burgum de Durnoche tanquam capitale burgum dicti vicecomitatus Et quod vicecomites ejusdem protempore existeñ eorum clerici et deputati curias suas tenebunt infra dictum nostrum burgum Et ad hunc effectum in eodem versentur. Ac nos cum avisamento et consensu predicto dedimus et concessimus tenoreq. pñtis carte nostre damus et concedimus plenam potestatem libertatem et licentiam liberis baronibus alijsq. inhabitantibus infra dictum Sutherlandie vicecomitatum nunc pñtibus eorumq. successoribus omni tempore affuturo eligere substituere nominare et constituere suos commissarios pro dicto vicecomitatu ad comparandum pro semetipsis et in eorum nominibus ad omnia parlamenta conventus et generalia comitia infra hoc regnum nostrum propter publica negotia ejusdem omnibus occasionibus necessarijs uti congruit Illi vero in ijsdem votum habere et idem tam esse sufficiens quam votum quorumcunq. aliorum commissionariorum cujuscunq. liberi vicecomitatus infra hoc regnum nostrum TENENDUM ET HABENDUM

totum et integrum predictum jus regalitatis dicte Sutherlandie comitatus et infra singulas bondas terras baronias aliaq. ad dictum comitatum spectan. in quibus prefatus noster consanguineus Joannes Sutherlandie comes suiq. predicesores jus regalitatis prius habuerunt nunc in libera regalitate cum libera capella et cancellaria erect. una cum antedictis hereditarijs officijs Vicecomitis et Coronatoris dicte Sutherlandie vicecomitatus infra integras terras et bondas ejusdem supraexpressas Nunc in unum liberum generalem et distinctum vicecomitatum per se ut premissum est erect. cum omnibus privilegijs libertatibus feodis immunitatibus et casualitatibus ad eadem jura et officia regalitatis vicecomitis et coronatoris spectan. et pertinen. Prefato nostro consanguineo Joanni Sutherlandie comiti heredibus suis masculis et assignatis predictis de nobis successoribus nostris In libera alba firma hereditate et libera regalitate cum libera capella et cancellaria et in libero generali et distincto vicecomitatu per se nunc et omni tempore affuturo Sutherlandie vicecomitatum nuncupandum imperpetuum Per omnes rectas metas suas antiquas et divisas Prout jacent in longitudine et latitudine, In domibus edificijs boscis planis moris marresijs vijs semitis aquis stagnis rivolis pratis pascuis et pasturis molendiuis multuris et eorum sequelis ancupationibus venationibus piscationibus petarijs turbarijs carbonibus carbonarijs cuniculis cunicularijs columbis columbarijs frabilibus brasinis bruerijs et genistis silvis nemoribus et virgultis lignis tignis lapicidijs lapide et calce cum curijs et earum exitibus herezeldis bludwitis et mulierum merchetis cum furca fossa sok sak thole thame vert wrak wear veth vennisone, infangtheiff outfangtheiff pitt et gallous, cum communi pastura liberoq. introitu et exitu Ac cum omnibus alijs et singulis libertatibus commoditatibus profutuis et asiamentis ac justis suis pertineñ quibuscunq. tam non nominatis quam nominatis tam subtus terra quam supra terram procul et prope ad predict. jus et hereditaria officia aliaq. respective prescript. cum pertineñ spectañ seu juste spectare valeñ quomodo libet in futurum libere quiete plenarie integre honorifice bene et in pace absq. ulla revocatione aut. obstaculo aliquali REDDENDO inde annuatim prefatus noster consanguineus Joannes Sutherlandie comes heredes sui masculi et assignati predicti Nobis et successoribus nostris pro toto et integro antedicto jure Regalitatis cum privilegijs libertatibus et casualitatibus eidem pertinen. unum denarium usualis monete regni nostri Scotie annuatim in die festo

Pentecostes super aliqua parte dicte Regalitatis nomine albefirme si petatur tantum AC PRO dictis officijs vicecomitis et Coronatoris cum privilegijs libertatibus et casualitatibus ijsdem pertinen. alterum denarium usualis monete dicti regni nostri Scotie super aliqua parte dicti vice comitatus annuatim ad dictum festum Pentecostes nomine albefirme si petatur tantum Ac etiam prefatus noster consanguineus suiq. predict faciendo et administrando justiciam per semetipsos eorumq. deputatos et officarios in predictis officijs ut de jure congruit Ac volumus et declaramus proq. nobis et successoribus nostris cum avisamento et consensu predicto decernimus et ordinamus Quod unica sasina per dictum nostrum consanguineum Joannem Sutherlandie comitem heredes suos masculos et assignatos predictos de predicto jure regalitatis capienda apud castrum de Dunrobene quod est precipuum et principale castrum et maneries prefati Sutherlandie comitatus erit bona valida et sufficiens sasina pro dicta regalitate privilegijs libertatibus atque casualitatibus ijsdem pertinen. Ac etiam quod unica sasina per dictum nostrum consanguineum Joannem Sutherlandie comitem suosq. predictos de antedictis officijs vice comitis et coronatoris capienda apud crucem foralem de Durnoche quod est capitale burgum predicti vicecomitatus est et erit sufficiens bona et valida sasina pro dictis officijs vicecomitis et coronatoris cum libertatibus privilegijs immunitatibus et casualitatibus ijsdem spectan. et pertinen. SPECIALITER tamen providetur et declaratur per pñtis hujus carte nostre temnore Quod predictum jus regalitatis officia vicecomitis et coronatoris infra bondas et limites supraspecificatos nobis et successoribus nostris redimibilia fuerint per solutionem prefato nostro consanguineo suisq. predictis summe mille librarum sterlingarum lie sterling vel per consignationem ejusdem eorum utilitati secundum clausulam et conditionem reversionis supraspecificate in omnibus mentionat. et content. in antedicto contractu Post cujusquidem reversionis perimptionem prefatus noster consanguineus suiq. predicti tenebuntur et obligabuntur resignare sursum reddere extradonare et semetipsum suosq. predictos omni habili modo de omni jure et titulo dicte regalitatis IN FAVOREM nostrum nostrorumq. successorum denudare et eadem cum singulis privilegijs libertatibus et casualitatibus eidem spectan. suppressa et extincta fore imperpetuum Ac etiam prefatus noster consanguineus suiq. predicti semetipsos de dictis officijs vicecomitis et coronatoris cum omnibus feodis privilegijs libertatibus et casualitatibus ijsdem

spectan. denudare eademq. in nostrum nostrorumq. successorum favorem resignare ad perpetuam remanentiam Et eadem solum modo suppressa et exstincta fore quatenus hereditaria officia existunt Et non quatenus sunt distincte et severales jurisdictiones et officia necessaria pro gubernatione et regni nostri pace que nos per pñtis carte nostre tenorem ordinamus stare in eorum proprio vigore infra bondas supra expressas cum ejusmodi privilegijs et libertatibus que ad quemcunq. alium vicecomitatum et coronatorem infra hoc regnum nostrum pertinent hereditaria minime existen. **RESERVATIS** tamen dicto nostro consanguineo suisq. predictis libertate et privilegio baronie curiarum et lie pitt et gallous cum jurisdictione baronie libertatibus et privilegijs ejusdem infra totidem terras baronias comitatum et vicecomitatum predictum quot dictus comes suiq. predicti de nobis et nostris successoribus tenent seu tenebunt in libera baronia et non amplius **DENIQUE** nos tenore pñtis carte nostre in verbo principis pro nobis et successoribus nostris cum avisamento et consensu predicto fideliter promittimus Ratificare approbare et confirmare predictum contractum et appunctuamentum in omnibus capitibus articulis ejusdem Una cum erectione et unione supraspecificata antedicti vicecomitatus infra integras bondas et limites ejusdem supraexpress. modo ut supra erect. cum libertatibus et privilegijs ejusdem ac predicti burgi regii lie brughe royall cum privilegijs eidem pertinen et hoc in sequenti nostro parlamento infra hoc regnum nostrum Scotie proxime tenand. **IN CUJUS** REI testimonium hiuc pñti carte nostre magnum sigillum nostrum apponi precepimus **TESTIBUS** predilectis nostris consanguineis et consiliarijs Jacobo Marchione de Hammiltoun Comite Arranie domino Even et Avandaill, Georgio vicecomite de Duplin Domino Hay de Kinfannis nostro cancellario, Willielmo Mariscallj Comite Domino Kethe regni nostri Mariscallo, Thoma comite de Hadingtoun domino Bynning et Byres nostri secreti sigilli custode, Willielmo vicecomite de Sterling, Domino Alexander de Tullibody nostro secretario principali, dilectis nostris familiaribus consiliarijs Dominis Joanne Hamiltoun de Magdalenis nostrorum rotulorum registri et consilij clerico, Georgio Elphings-toun de Blythswode nostre Justiciarie clerico, et Joanne Scott de Scottistarvett nostre Cancellarie directore militibus Apud Theobaldis decimo quarto die mensis Septembris Anno Domini millesimo Sexcentesimo trigessimo primo Et anno regni nostri septimo.

RESIGNATION OF THE SHERIFFSHIP OF STRATH-
NAVER BY DONALD LORD RAE IN FAVOUR OF
JOHN EARL OF SUTHERLAND.

1632. } Att Edinburgh the twentie sex day of Sep-
March 19. } tember, the zeir of God 1633 zeiris. IN PRESENCE
1633. } of the Lordis of Counsall, compeirit Mr. Alexander
Sep. 26. } Cumyng, Prör. for Donald Lord of Rae, heritabill
Schereff underwritin and gave in the prörie. off Re-
signatioun underwritin subscryvit with his hand, desyring the
same to be insert and registrat in the buikis of Counsall and
Sessioun, To have the strenth of ane decreit of the Lordis
thairrof, et ad futuram rej memoriam, And quilk desyre the
saidis Lords thocht reasonabill, and thairfore hes ordanit
and ordanis the said Prörie. of Resignatioun to be insert and re-
gistrat in the saidis Buikis of Counsall ; Decerns the same to have
the strenth of ane Decreit, and to remain thairin ad futuram
rej memoriam, Quhairof the tenor followis : BE IT KEND till all
men be thir presentis that WE DONALD Lord of Rae, heritabill
Schereff underwritin, to have maid, constitut and ordanit, Lykeas
be the tennor heiroy mak, constituit and ordain Robert Gray
of Creiche and ilk ane of them, conjunctlie and severallie my
verrie lawfull and irrevocabill procuratours, actours, factours, and
speciall earrandbeareris to the effect underwritin, Givand, grantand,
and committand to tham and ilk ane of them my verrie full, frie,
plein power, express command, bidding and chairge, to compeir
befor ane noble and michtie Earle, Johne Earle of Sutherland
and my immediat superior of the office underwritin, and thair for
me and in my name as use is in sic caiss, to resigne, renunce, sur-
rander, simpliciter, upgive and overgive All, and haill my office of
Scherifschip within all and sundrie the paitis and boundis of the
landis and countrie of Strathnavar, with the pertinentis and my
power for excerceising of the said office within the same, with all
richt, tytill, entreis, clame, kyndnes, propertie or possessioun, I,
my airis or assignayis had, hes, or ony wayes may pretend to
have thairto, In the handis of the said Earle ad perpetuam
remanentiam. Lykas be the tennor heiroy, I resigne, renuncè, sur-
rander simpliciter, upgive and overgive fra me and my foresaidis
all and haill the said office of Scherifschip, within all and sundrie

the pairtis and boundis foresaidis, with the pertinentis and my power above writtin, With all richt, tytill, entreis, clame, kyndnes, propertie or possessioun, I or my foresaidis had hes or onywayes may pretend to have thairto, In the handis of the said Johne Earle of Sutherland, to remain with him, his airis and successours perpetuallie heirefter, siclyk and als frielie in all respectis, as gif I had nevir had richt thairto, actis, instrumentis and uy^r documentis, thairupon to ask, crave, uplift, and receave, and generallie all and sindrie nthir thingis to do, hant, use and execute thair-
 ament, that to the office of ane Prōr in sic caices is knawin to appertein, firme and stabill halding, and for to hald all and quhat-
 sumevir thingis my said Prōrs. conjunctlie and severallie in the premissis in my name lawfullie leidis to be done, But revoca-
 tion Under pain of law ; and for the mair securitie I am content and consentis that thir presentis be insertt and registrat in the Buikis of Counsall and Sessioun of Scotland to have the strenth of ane Decreit of the Lordis thairof, et ad futuram memoriam, and to that effect makis and constitutis Mr. Alexr. Cumyng, Advocatt, conjunctlie and severallie my verie lawfull and irrevoc-
 abill prōr Promitteñ de rato. In witnes of the quilk thing (written be Alexander Napar, I have subscriyvit thir pūtis at Greinwiche the nyntein daye of Marche, the zeir of God 1632 zeiris) befor thir witnesses Sir William Forbes, Knicht and Barronet, and William Innes of Sansyd, Sic. Subr., D. Reay, W. Forbes, witnes, William Innes, witnes.

Extractum de libro actorum per me Magistrum Alexandrum Hay, Scribam Consilij ac deputatum honorabilis viri domini Johannis Hay Ogland militis clerici Rotolorum ac Registri S. D. N. Regis Sub meis signo et subscriptione manualibus.

(Signed) A. HAY.

*Lands comprised in the Entail of the Earldom of Sutherland,
 dated 4th October, 1705.*

ALL and whole the Earldom of Sutherland, all and sundry the lands of the said Earldom, with the Castle of Dunrobin, and with annexes, connexes, dependencies, tenants, tenandries, and services

of free tenants, outsets, milns, fishings as well in salt as fresh waters, advocations, donationes and rights of patronage of the Churches and Chaplainries thereof, and whole pertinents of the same whatsoever, lying of old within the Sheriffdom of Inverness, but now of Sutherland, as also all and whole

The davoch lands of Knockfyne,
 the one davoch land of Frie,
 the one davoch land of Suyisgill,
 the one davoch land of Kindbrash,
 the two davoch lands of Kildonan,
 the two davoch lands of Duyboill,
 one ox gate of Balnaralreach,
 one davoch of Helmesdail,
 and the pertinents thereof called Achandalies, and all their pertinents.

And also all and whole the lands and
 Barony of Farr, with the salmon fishings thereof;
 Armidall,
 Straith with the salmon fishings thereof;
 Renew,
 Kynald
 Golspetor,
 Dalreid,
 Cattoch,
 Bronich,
 Kilcallunkill,
 Dowach Lochnaver,
 Dowach Ereboill,
 the two penny lands of Strone,
 the island of Sanda,
 the three penny lands there,
 the island of Hoya, extending to one two penny land;
 Millienes, the lands of,
 Hoy, with the salmon fishings thereof;
 Galdwell,
 Balnahacles,
 Skelpick,
 Mowadell,
 Meikle groub,

Littil groub,
 Syracarnoch,
 Invernaver,
 Thoirdell, with the waters and salmon fishings thereof
 Meikle borg,
 Littel borg ;
 Kirkboill,
 Toung,
 Scrabister,
 Kennesyde,
 Candloch,
 Edderdawachelles,
 the water of Thorisdail, with the salmon fishings thereof ;
 Achayness,
 Clybreck,
 Langall,
 Rosswall,
 Raygill,
 Arnedell,
 Skarr,
 Letter lyoll,
 Letter wynd shoir
 Ardnaboill,
 Houndland,
 Strathoridail,
 the island of _____
 the Milns of Toung, Farr, and Kynald, with the multures
 thereof, and sicklike.
 All and whole the Lands and Barony of
 Ardures,
 Caldwell,
 Galdwell,
 Cranach,
 Borarlie,
 Slanyes,
 Elstermuir,
 Elsterbeg,
 Sandwatt,
 Terragavish,

Carnamanoch,
 Carnagarrow,
 with the waters of Avingarrow and Sandwatt, with the
 fishings, mills, and kilns thereof;
 the island of Hoa, and other islands therewith; the
 Havening places; in all the lands and islands above
 recited

Laxfoord, the half of the fishing of the water of
 Ardures, the whole fishing of the water of
 and the cruive fishing thereof, with the whole fishings of
 the same as well in salt as fresh water, together with
 the land sheaves of the aforesaid lands in Ardures,
 multures, and sundry pertinents of the same.

And all and sundry the lands
 Killmaliekirktoone, with pendicles of
 Auchnacalzie and kiln and crofts thereof.

And also all the lands of
 Skebomanes, with the pendicles of
 Braymort,
 Easter Skebo, with the Dovecot lands and mills of the
 same;
 Wester Skebo,
 Ullestrie,
 Ardalles,
 Auchvayche, with the pendicles called
 Auchgormelit,
 Auchinbolles,
 Sythera with Tayklybe,
 Davoch fyne,
 Drumdevan,
 Ferrietoun of Portencoulter and passage thereof;
 Miln of Skebo, with the Multures, Miln lands, Crofts, and
 Kiln thereof.

And all and whole the Palace of Dornoch, with the crofts, acres,
 and tenements thereof; the town and city of Dornoch, with all
 houses, biggings, yards, tofts, crofts, acres, and tenements
 thereof.

All and whole of the same used and wont the Ward called
Bishop's Ward, and the lands called Ernoch, with the Mosses

called the Bishop's Moss, and all other Mosses belonging to the Bishopric of Caithness, with the Miln of Dornoch and Miln Crofts thereof, with the abstracted multures thereof, &c. ;

Rogartmore, with the miln, miln lands thereof, &c. ;

Skaill,

Regeboill,

with the coals and coal heughs of all and sundry islands,
&c.

And moreover all the lands commonly called

Chanterfield alias Auchinchanter ;

Deanfield,

Balleinknock,

Archdeanfield,

Clynkirkton,

with the teinds thereof respective included, and the whole pertinents of the same lying within the Sheriffdom of Sutherland and Deanery of Caithness.

1765. } Elizabeth Sutherland declared by the House of Lords
May 24. } to be Countess of Sutherland, (as heir of William,
who was Earl of Sutherland in 1275)—afterwards
Duchess Countess of Sutherland, married Sept. 4, 1785, George
Granville Leveson Gower, Viscount Trentham, afterwards, suc-
cessively Marquis of Stafford and Duke of Sutherland, K. G. who
was descended in the male line from Sir Alan Gower of Stitten-
ham, Sheriff of York at the Conquest—which estate still con-
tinues in the family.

*Lands in the Marriage Settlement of Geo. G. Viscount Trentham
and of Elizabeth Countess of Sutherland.*

1785. } ALL and whole the Lands and Barony of Assynt as par-
Sep. 4. } ticularly described in pages 41 and 42

As also all and whole the towns and lands following lying in
the Earldom and Sheriffdom of Sutherland,

Sydra, and Milntown thereof ;

Davochfyne, with the sheallings and grassings thereof
 lying in parishes of Dornoch and Rogart,
 Drumdivan,
 Auldbreck, half davoch lands of
 Auchfyne,
 Tachlybe,
 Rhyne, the town and lands of
 with the houses, biggins, yearlds, tofts, grassings, shealings,
 mosses, muirs, and pertinents of the said whole lands
 used and wont, together with the ground right and pro-
 perty thereof, hinds, parsonage and vicarage of the
 same ;
 Rogartmore,
 Little Torboll,
 Achachinal,
 Easwick,
 Ferore,
 Tulloch,
 Achladuich,
 Michaelwells,
 Croftinegiduche,
 and other parts of the estate of Little Torboll, in and
 about Dornoch ;
 Dalmore.

And also all and whole the lands of the Estate of
 Clyne, comprehending
 Clyneleish,
 Ardachy,
 Tarchallum,
 Brora, lying to the east side of the water thereof ;
 Clyne, Kirkton of
 Clyne, Mylnetown of
 Clyn, Myln of, with the miln lands and mulltures thereof
 Achendavit, the lands of, with their pendicles and per-
 tinents used and wont and taking in new grounds lying
 within the Parishes of Clyne and Kildonan and Sheriff-
 dom of Sutherland aforesaid
 And also the one davoch of land of Kilfedder beg,
 with the shealings, particularly

Pulenarb,
 Kulzean,
 Fornachinan,
 Pitgrudie,
 Crof Maddoch,
 Gallowhill,
 Cambusavie,
 Cambusmore.

III.—DATES CONNECTED WITH THE BARONY OF SKELBO.

*Charter by Hugo Freskyn to Magistro Gilbert—Archidiacono
 of Moray.*

A.D. 1136 to 1211.

Omnibus hominibus et amicis suis, has literas visuris et audituris, HUGO FRESKYN salutem in Domino. Sciant omnes tam presentes quam futuri, me dedisse, concessisse et hac presenti carta mea confirmasse Magistro Gilberto Archidiacono Moravie et illis heredibus de parentela sua quibus ipse dare et concedere voluerit, et heredibus eorum, totam terram meam de SCELBOL in Suthyrlandia et de Fernebucklyn et Inverchyn. et preterea totam terram meam de Suthyrlandia versus occidentem que jacet inter has terras prenominatas et divisas de Ros. Tenendas et habendas sibi et heredibus suis prenominatis in perpetuum, de me et heredibus meis, per rectas divisas suas, in bosco et in plano, in pratis et in pascuis, in stangnis et in molendinis, in moris et maresiis, in ripis et in piscariis et in omnibus justis pertinentiis suis, libere et quiete, plenarie, pacifice et honorifice. Faciendo pro predictis terris servitium unius sagittarii, pro omni exactione, consuetudine, servicio et demanda, ad me et heredes meos spectantes. Et adquietando forinsecum servitium Domini Regis quantum ad predictas terras pertinet. Ego vero Hugo Freskyn et heredes mei predictas terras prenominatas predicto Magistro Gilberto Archidiacono Moravie et illis heredibus et parentela sua

quibus ipse dare et concedere voluerit et heredibus eorum contar omnes homines et feminas warantizabimus acquietabimus et defendemus in perpetuum. Hiis testibus, Willielmus frē meo, Andrea frē meo, Waltero Morthach, Hugone Duglas, Freskyno Duglas, Waldevo de Garuiacht, Roberto Camerario, Reginaldo Janitore, Ricardo de Moravia, Archybaldo de Duffus, Angustino de Elgyn, Thoma filio Angustini, Johanne Nigro, Alexandro de Elgyn, et multis aliis.

A.D. 1211 to 1214.

Confirmation of the preceding Charter by William King of Scots.

Witnesses: Willelmo de Boseho, Cancellario meo, Olivero et Willelmo capellanis meis, Philippo de Valoniis, Camerario meo, Hugone de Sigillo, clerico meo, apud Seleschirk, xxix. die Aprilis.

A.D. 1235.

William de Sutherland confirms the Charter of his father Hugo Freskyn.

Witnesses: Henrico decano de Ros, Mauricio Cancellario, Hugone Duglas, Freskyno de Duglas, Reginaldo Janitore, Johanni nigro et multis aliis.

A.D. 1235, Dec. 26th.

Confirmation by Alexander II. King of Scots, of Charter by Gilbert Bishop of Caithness, formerly Archdeacon of Moray, in favour of Richard Moray, his brother.

Alexander II. dei Gratia Rex Scottorum. Omnibus probis hominibus tocius terræ salutem. Sciant presentes et futuri nos concessisse et hac carta nostra confirmasse donationem illam quam Gilbertus Episcopus Katannie fecit Ricardo fratri suo de tota terra sua de Suthyrland. quam Hugo Fresekyn dicto Episcopo dedit. Scilicet de tota terra de SKELLEBOLLE et de Ferinbeildyn et preterea de tota terra que jacet inter dictas terras de SKELLEBOLLE et Ferinbeildyn et divisas de Ros versus occidentem. Tenendis eidem Ricardo et heredibus suis de heredibus predicti Hugonis Fresekin in feodo et hereditate per rectas divisas suas et cum omnibus justis pertinentiis suis ita libere et quiete, plenarie, et honorifice sicut

carta dicti G. episcopi inde plenius confecta predicto Ricardo, et carta prenominati Hugonis Fresekyn et confirmatio domini Regis Willielmi, patris nostri super dictis terris præfato Gilberto Episcopo plenius confecte, juste testantur et confirmant. Salvo servitio nostro. Testibus, Willielmo Episcopo Glasguensi, Cancellario, P. Comite de Dunbar, Waltero filio Alani senescalli, Justiciario Scocie, Waltero Olifard, Justiciario Laodonie, Alano Hostiario, Waltero Byset, Willielmo de Mar, apud Sanctum Andream vicessimo sexto die Decembris anno regni Domini Regis vicessimo secundo.

Differences having arisen as to the construction of these several Grants in favour of the Church, it was agreed to settle the same by the following :

A.D. 1275, x. Kal. Oct.

Agreement between William Earl of Sutherland and Archibald Bishop of Caithness.

Omnibus sancte Matris ecclesie filiis, hoc scriptum visuris, vel audituris, Archibaldus miseratione divina Episcopus Cathannie, SALUTEM eternam in Domino. Cum diutina controversia quondam exorta fuit inter venerabiles patres predecessores nostros Gilebertum, Willielmum, et Walterum bone memorie Episcopos Cathannie nomine dicte ecclesie ex una parte, et Nobiles viros Willielmum clare memorie, et Willielmum ejus filium, comites Sutherlandie super castro de Schythebolle cum quibusdam aliis terris videlicet sex davatis terre de Schythebolle, et sex davatis de Syttheraw, cum passagio, et duabus davatis terre cum dimidia de Miggewet, Swerdildale, Creych, cum piscaria de le Bunnach, de Cuttheldawach, de duabus davatis de Monimor, de duabus davatis de Awelec, de tribus davatis de Promsy, de una davata de Roweherchar, de tribus quarteriis de Haskeldale, de dimidia davata de Hacchencossy, de tribus davatis de Thorebolle, de duabus davatis de Kynalde, et de quatuor davatis de Largge. In quibus terris et castro dicti predecessores nostri, nomine ecclesie Cathannie, jus sibi vendicabant a predictis Comitibus, et dicta controversia in non modicum dispendium ecclesie Cathannie, et graves sumptus dictorum Comitum diu fuit agitata et prelata usque ad tempus nostrum, et Willielmi filii predicti Comitum clare memorie ; Tandem viri fideles, et pacis zelatores

prelati ecclesiarum, nobiles viri, comites et barones, et alii quem plures fidedigni, pressuris et angustiis ecclesie Cathannie, et laboribus et expensis predictorum comitum compacientes, zelo caritatis instincti, partes suas diligenter interposuerunt, ut pacem et unitatem inter ecclesiam Cathannie nos et successores nostros, et predictum nobilem Willielmum comitem, et ejus heredes, ordinarent, et in perpetuum stabilirent; Tandem, post multas ordinaciones et prelocuciones, dictus comes consilio dictorum prelatorum, procerum et aliorum fidedignorum inclinatus, mera voluntate sua et spontanea concessit Ecclesie Cathannie, nobis et successoribus nostris.

Castrum de Schythebolle, cum 6 davatis terre adjacentibus. et Sex Davatas terre de Sytheraw, cum passagio, et

duabus davatis cum dimidia de Miggeweth, Swerdel, et de Creych, cum piscatura de le Bunnach, et

duabus davatis de Mouimor, cum eorum pertinenciis,

Tenendas et habendas et in perpetuum pacifice possidendas ecclesie Cathannie, nobis et successoribus nostris, salvo forinseco servitio domini Regis sine aliqua controversia de cetero motura ab ipse comite vel heredibus suis,

Residue vero terre, videlicet:—

Due davate de Awelech.

Tres davate de Promsy.

Una davata de Rucherhard.

Tres quarterie de Halkesdale.

Dimidia davate de Hachencosse.

Tres davate de Thorebol.

Due davate de Kynalde.

Quatuor davate de Largge, et

Una davata de Cutheldawach.

de mera voluntate nostra, et consensu capituli nostri, residebunt penes predictum Comitem et heredes suos in perpetuum plenarie hereditarie et pacifice sine contradictione vel inquietatione moturis a nobis vel successoribus nostris. Ad hoc vero ut ecclesie nostre nobis et successoribus nostris securius esse provisum, et ut plenariam possessionem dictarum terrarum ecclesie nostre nobis et successoribus nostris a dicto Comite concessarum poterimus nancisci. Et pro utilitate et commodo nobis et successoribus nostris a dicto Comite collatis, de voluntate et consensu capituli nostri dedimus et concessimus predicto comiti, et heredibus suis unam

davatam de Owenes, valentem dimidiam marcam, et quod dictus comes et sui heredes possint nobis et successoribus nostris, qui pro tempore fuerint, unum capellanum presentare, qui in perpetuum celebrabit in ecclesia de Durnach, ad altare sancti Jacobi, pro animabus dicti comitis, et predecessorum et successorum suorum, quem quidem capellanum nos et successores nostri ad presentationem predicti comitis, et heredum suorum admittemus et dicto capellano ad ejus sustentationem, quinque marcas annuas de bonis Episcopalibus, videlicet, de firmis nostris de villa nostra de Durnach per manus balivorum nostrorum, qui pro tempore fuerint, et successorum nostrorum, ad duos anni terminos videlicet ad festum Sancti Martini in yeme duas marcas cum dimidia et duas marcas cum dimidia ad pentecostes in perpetuum administrabimus; promissimus etiam de voluntate et consensu capituli nostri pro nobis et successoribus nostris, quod nos providebimus faciemus predicto comiti et ejus heredibus, omnem securitatem ad istas ordinationes et concessionem in perpetuum inviolabiliter observandas, quam ipse et consilium suum velint et poterint de jure ordinare vel petere Et ad istam ordinationem seu compositionem inviolabiliter in perpetuum observandam, in omnibus et per omnia prout superius scriptum est, tam nos pro nobis et successoribus nostris, tam decanus, archidiaconus, precentor, et cancellarius pro se et Capitulo Cathannie Comes pro se et heredibus suis, fidem dedimus corporalem. In cujus rei testimonium, et ad majorem hujus rei securitatem huic scripto penes comitem et ejus heredes residenti, sigillum nostrum una cum communi sigillo capituli Cathannie, et sigillo decani, archidiaconi, precentoris, et cancellarii Cathannie est appensum; Consimili vero scripture penes nos et successores nostros et Capitulum nostrum residenti, sigillum predicti comitis una cum sigillo domini Willielmo de Monte Alto, domini Andree de Moravia, domini Alexandri de Moravia, et domini David de Ynverlunan est appensum. Actum in Cathedrali ecclesia Cathannie X Kalend. Octobris Anno Gracie M.CC. Septuagesimo quinto.

A.D. 1333.

An Indenture between Reynald Moray, son of Allan Moray of Cubin, and Kenneth Erle of Sutherland, for settling several disputes about the lands of Skelbo, and for contracting a marriage between Eustache, daughter of the said Erle, and Gilbert Moray, son of the said Reynald.

A.D. 1440.

Precept of sasine in favour of Thomas Kynnaird of that ilk, and of Egidia de Moravia of Culbin his wife, daughter and heiress of Walter de Moravia de Skelbo.

By this marriage, on the failure of the heirs male of Richard de Moravia in the direct line, Skelbo passed into the family of Kynnaird of that ilk.

A.D. 1515.

Charter by Andrew Kinnaird of that ilk, and Skelbo, in favour of John Mackay, of the lands of Edderachilis, part of the Barony of Skelbo.

A.D. 1525, July 13.

Precept of sasine by Adam Gordon, Earl of Sutherland, in favour of John Kynnard of that ilk, of the lands of

Skelbo, with the Castle and Manor place of the same :

Easter Skelbo.

Dawauchdow.

Achandra.

Paitamayne.

Balnobraid.

Cammesseffe.

Abbirschoir, Estir.

Abbirschoir, Westir.

Little Roart.

Knok Cartnall.

Moirenich.

Auchendowch.

Innirshyn, and fishings thereof.

Pittentrail.

Assent,

Artriquhillis.

With the whole Lordship of Skelbo.

A.D. 1529.

Charter by John Kynnaird of Skelbo and Kynnaird, in favour of William Sutherland, of Duffus and Thorboll, of the lands and Barony of Skelbo and its pertinents, to be holden of Alexander, Earl of Sutherland and his heirs.

IV.—BARONY OF THORBOLL.

A.D. 1360.

Charter by William (3) Earl of Sutherland in favour of his brother, Nicolas Sutherland of Duffus, comprising sexdecim davatas trē jacentes infra comitatum de Sothyrland in libera baronia que dicitur Thorbol, viz. :—

tres davatas de Thorbol
unam davatam de Rouearkar
unam davatam de Assastel
unam davatam de Proncey superiori
unam davatam de Proncey inferiori
unam davatam de Proncey croey
duas davatas de Evelek
unam davatam de Grodybrorak
unam davatam de Sibyrsoc
duas davatas de Kylpedre majori et minori
unam quarteriam de Meyngferry
unam davatam ditto
unam davatam de Cawyn jacentem ex orientali p^{te} aque de
Strathully
unam davatam de Kylpedre jacentem ex orientali p^{te} aque
ejusdem

Hiis Testibus Johanne Moraven. et Thoma Cathenen. dei gratia
Episcopis, Thoma de Moravia panetario Scocie cum multis aliis.

A.D. 1364, Oct. 17.

Charter of Confirmation by David King of Scots.

V.—BARONY OF SKELBO AND THORBOLL.

A.D. 1560. Oct. 31.

Instrument of Sasine in favour of Alexander Sutherland of Duffus on Charter by John Earl of Sutherland with consent of Helen Countess of Errol and Sutherland, his spouse, of all and whole the Barony of Skelbo, viz.

Castelton of Skelbo, with the tower and fortalice thereof

Balvraid

Cambusavye

Ester Skelbo

Cowll

Petmayne

Miln of Skelbo

Wester Aberscors

Morynche

Roart beg

Morimor

Cragye

Auchendowyche, with the salmon fishings of the water of

Innerschyn, with the lynn of the same

The lands of Innerschyn

Milns of Innerschyn

And also the Lands and Barony of

Pronsie, viz. Pronsie Casteltown, with the tower, and fortalice
of the same

Pronsie nane

Proncy croye

Assidaell

Cornamanan

Rewarchar

Evelik, with the mill thereof

Dalnamayne

Mekill Torboll

Litill Torboll

Grudebrora

Syberskors

Kilpedder moir

Kilpedder beig

Mill of Kilpeddermoir

Kilpedder in Strathulzie

Cayane in Strathulzie

All lying in the Earldom of Sutherland and Sherifdom of Innerness.

A.D. 1563, June 22.

Charter under the Great Seal of Mary Queen of Scots in favour of Alexander Sutherland Duffus, of Skelbo, Thorboll, and Proncy, of all and whole the lands hereinbefore described in the Sasine dated Oct. 31, 1560.

A.D. 1787.

Charter in favour of Alexander Mackenzie, W.S., as trustee for the Marchioness of Stafford of the Barony of Assynt, and others, proceeding on a decree decret of Sale against James (Sutherland) Lord Duffus.

A.D. 1804, May 14.

Disposition by A. Mackenzie in favour of the Marchioness of Stafford, viz. of all and whole the Town Lands and Barony of Skelbo, with the castle, tower, fortalice, and Manor place of Skelbo

The town and lands of

Easter Skelbo

Coull

Gallutter

Crockgrass

Middle Skelbo

Auchendren

Cubay

Balvraid

As also the hail Town and Lands of

Grudie

Pitgrudie

Braegrudie

Craigie

Carroch more

Kurinamain

Langwell

Wester Aberscross

Easter Aberscross

Muckle Torboll and Mill Lands thereof

Little Torboll

Dalnamain and brae thereof

Auchenduich

Invershin

Meikle Balblair

The Town and Lands of

Evelichs, the Mill thereof

The Town and Lands of

Pronsie Castle

Pronsie

Pronsie croy

Pronsie nain

Nether Pronsie

Kinnauld

Town and Lands of

Blairisk, and mill thereof

Town and Lands of

Sciberscross

Aliemoile

Little Rogart

Knock Arthur

Moriness

Morvich

Pittentrail

Pitfuir

Blairich

Leadie

Carry and Kilfedder

Rearquhar

Auchnosnich and

Ausdale

Auchincoich

Meikle Balblair

Balchraggan

with all castles, &c.

A. D. 1807.

Disposition by the Marquis and Marchioness of Stafford in
favour of themselves of the Lands and Barony above mentioned.

VI.—ASSYNT.

Assynt remained in the Skelbo titles until 1525, but it was possessed by the Macleods and afterwards by the Mackenzies, until March 2nd, 1696.

A. D. 1696, March 2.

Disposition by Countess Dowager of Seaforth in favour of John Mackenzie of Assynt of all and whole the lands and baronies of Assynt, comprehending the towns and lands following:—

Assin,
 Elvin,
 Auldinachie,
 Knockan,
 Cromald,
 Inverkirkaike,
 Culaick,
 Knockanmuaich,
 Tubegg,
 Assinbegg,
 Loch Bennoch,
 Dowghlich,
 Drumswardallen
 Sulvine,
 Inverbaddie,
 Darrach,
 Torbreck,
 Aldrow,
 Auchinalnich,
 Claichtoktovie
 Clashmore,
 Achincairine,
 Clasness,
 Aldenhie,
 Drumback,
 Nadde,
 Glenreagh,
 Ardmore,
 Kintraide,



Ulladill,
 Achmore,
 Ardvrach,
 Achnaheglaishe,
 Inschnauld,
 Stroncubry,
 Laun,
 Leadowbegg,
 Leadowmore,

as also the Milnes of Assin, and of the Towns, Lands, and
 others foresaid, and with all and sundry Lochs, Rivers,
 and Waters belonging to the said lands, and particularly
 the water

Inver,
 Invercoulaick,
 Inverkirkaick,

with the Salmon and other fishings great and small, and per-
 tinents therein more particularly described, and the Tower,
 Fortalice and Manor Places respective of Assin, to be
 holden of the Countess of Seaforth as superior thereof,
 together with the advocacy, donation, and right of
 Patronage of the Kirk and parish of Assynt, Chapelainries,
 Prebendaries and Tiends, Parsonage and Vicarage of the
 same, and also the heritable office of Bailliary of the
 Barony of Assin.

A.D. 1757, July 21.

Decree of Sale of the Lands and Barony or reputed Barony of
 Assynt, part of the Barony of Skelbo in favour of Catharine Lady
 Strathnaver, on disposition of Kenneth Mackenzie, comprehending
 the towns and lands underwritten, videlicet :

Glenlerack,
 Nedd,
 Trumpack,
 Culkan,
 Ulbonny,
 Unapull,
 Cromald,
 Auldneachie,
 Elphin,

Knockan,
 Leadbegg, and Miln thereof;
 Leadmore,
 Riencruch,
 Stronchrubie,
 Douchlash,
 Drumswardalen,
 Knokineach,
 Inverkirkhag,
 Culachs,
 Fillin,
 Inver,
 Badidarroch,
 Airdraw,
 Torbreck,
 Assint beg,
 Lochbainish,
 Auchincloish,
 Clashmore,
 Brachlishe,
 Oldinnie, and
 Islands of Ellandura, and
 Ellanchrona,
 Stoir,
 Clachtoll,
 Clashneshie, and Miln thereof;
 Auchnacarnan,
 Ardvair,
 Rientrade,
 Auchmore, with
 Tuimoir and Poulheargain,
 Cullen,
 Camore,
 Two Tubeggs,
 Inchnadampf,
 Edrachalda, and Mill thereof;
 and all other Towns and Mountains, Valleys, &c., and the
 Advocation, Donation, and right of Patronage of the Kirk
 and Parish of Assint, and all chaplaincies, &c.

VII.—DILRID AND STRATHNAVER.

A.D. 1370.

Disposition by John (1) Earl of Sutherland, in favour of Hector Sutherland, his second son, of Dilrid and other lands in Sutherland and Caithness.

See Sir Robert Gordon, p. 55, and the Sutherland additional case.

A.D. 1495, Oct. 2.

Decree by Lords of Session on the complaint of Margaret Baillie, Countess-Dowager of Sutherland, wife of Alexander Dumbar, against Sir James Dumbar, her brother-in-law, and John Rioch Mackay *in* Strathnaver, for impeding her in the peaceable possession of her lands of Crakok, Loth, Colnagour, and one-third of the lands of — Sextounis.

Sutherland of Dilrid, having killed the said Alexander Dumbar, for comprising some of his lands for debt; he was outlawed by JAMES IV. who promised to bestow his lands on whoever would deliver him up to justice, which service was performed by his, Dilrid's uncle, Y Roy Mackay *in* Strathnaver, upon which the King conferred on him by the following

A D. 1499, Nov. 4.

Disposition of James IV. of the lands undermentioned to Y Makkie.

Jacobus IV. Dei gratia Rex Scotorum omnibus probis hominibus totius terræ suæ clericis laicis salutem, Sciatis nos pro bono fideli et gratuito servitio nobis per dilectum servitorem nostrum Odonem alias Y Makky *in* Strathnavern, tam tempore pacis quam guerre impenso et impendendo et signaliter in captione et asportatione nobis quondam Alexandrum Sutherland de Dilrid, et aliarum decem personarum ejus complicitium nostrorum Rebellium et ad nostrum Cornū existen: dedisse, concessisse et hac presenti carta nostra confirmasse, dicto Odoni Makki et heredibus suis omnes et singulas terras subscriptas, viz. : terras de

Fer	Dylrid
Armidill	Cattack

Strae	Bronach
Rynivee	Killchalmkill in Strathbroray
Kynald	Davach, Loch Naver
Gollesby	Davach, Erebull

et duas denariatas terrarum de Stromay cum molendino de Kynald cum suis pertinen. jacen. in Caithness et Sutherland infra Comitatum nostrum de Innerness. Quæ quidem terræ et molendinum cum suis pertinent. fuerunt dicti quond. Alexandri Sutherland hereditarie et nunc nobis pertinent, et in manibus nostris legitime devenerunt ratione forisfacture per justificationem dicti quond. Alexandri de proditoria traditione convicti. Tenend. et habend. omnes et singulas predictas terras de Fer, &c.—Dicto Odoni alias Y Makky, et heredibus suis de nobis et successoribus nostris in feodo et hereditate in perpetuum per omnes rectas metas suas antiquas prout jacent. in longitudine et latitudine, &c. Reddendo annuatim dictus Odo Makky et hæredes sui nobis et successoribus nostris pro predict: terris et molendinis cum pertinent. unam roseam rubeam in festo nativitatis beati Joannis Baptiste supra solum predictarum terrarum de Dilrid nomine albæ firmæ si petatur tantum. In cujus rei testimonium presenti cartæ nostræ magnum sigillum nostrum appendi percepimus, &c. &c.

Apud Innerness 4^o die mensis Novembris, 1499, et regni nostri duodecimo.

After this date, the family of Mackay are generally styled *of Strathnaver*, having been previously styled Mackays *in Strathnaver*.

A.D. 1551.

The lands included in the said Charter of 1499, were forfeited to the Crown on the illegitimacy of the children of Y Roy Mackay. (See Sir Robert Gordon, p. 155.) Mackay.

A.D. 1563.

Charter by Queen Mary on her coming of age, in favour of the Earl of Huntley, of the said lands included in the Charter of 1499.

A.D. 1570.

Charter by the Earl of Huntley of the dominium Utile of these lands to Hucheon Mackay.

A.D. 1583.

Disposition by the Earl of Huntley, in favour of (1) Alexander Earl of Sutherland of the superiority of the lands in the Charter of 1499, in exchange for the Lordship of Aboyne.

A.D. 1630.

Disposition by Sir Robert Gordon, in favour of John (6) Earl of Sutherland, of Golspietower, which he had purchased from Mackay.

A.D. 1642.

Charter by Donald, first Lord Reay, in favour of John, Earl of Sutherland, of the Lordship of Strathnaver.

VIII.—UPPAT.

A.D. 1812, March 30.

Disposition by William Munro of Achany in favour of the Marquis of Stafford of the town and mains of
Uppat, with the pendicles of
Strathsteven, and
Sputhri.

IX.—CARROL, ETC.

A.D. 1812, July 23.

Disposition by Joseph Gordon and consent of others in favour of the Marquis of Stafford of
Kilnabraren,
Carrole,
Killicallumkill, and mills thereof.

X.—ARMADALE, STRATHY, PORTSKERRA.

A.D. 1813, Feb. 19.

Disposition by the Trustees of Lord Armadale in favour of the
Marquis of Stafford of the town and lands of

Strathy, with the grazings of
Mellantea,
Baddandow,
Kearloch,
Strathy Kearloch,
Spellach,
Toranascray,
Baddy and Loanachlach, with the salmon fishings in
the water of Strathy,
Balblair,
Gairsarg,
Strathyhead,
Auldermohr,
Baligill,
Miltown, with mill thereof,
Dalvait,
Daldibagg, and mill thereof,
Dalterie,
Bowside,
Dallangwell,
Bracrathy.

All and haill the town and lands of
Armadale, with the pendicles of
Istrumen,
Auldiport,
Brawlmill of Armadale. All and haill the lands of
Portskerry,
Halladale, with salmon fishings thereof.

XI.—LINSITMORE, ETC.

A.D. 1824, Oct. 1.

Disposition by R. A. Macleod of Cadboll, in favour of the Marquis of Stafford, all and whole the town and lands of Inveran, and mill thereof, and the pertinents of the said lands, viz. :
 Glenshinn, with the woods thereof,
 Garvald,
 Tinald. And the town and lands of
 Linsitcroy,
 Linsitmore, and the woods thereof, with the pendicle
 of
 Duchelly.

XII.—REAY COUNTRY.

A.D. 1829, May 13.

Disposition by Eric Lord Reay in favour of the Marquis of Stafford, of the Reay Country, to be held of the Marchioness of Stafford, as Countess of Sutherland.

Charter of Confirmation by the Marchioness of Stafford and Countess of Sutherland ; in favour of the Marquis of Stafford of the Reay Country.

A.D. 1830.

To all and sundry to whose knowledge these presents shall come, I, Elizabeth Marchioness of Stafford and Countess of Sutherland, immediate lawful superior of the lands and others underwritten, with the special advice and consent of the most noble George Granville Marquis of the County of Stafford, my husband, and I, the said Marquis, for myself, my own right and interest, and we both with one consent Greeting, KNOW YE that I have with consent foresaid RATIFIED, APPROVED, and perpetually

CONFIRMED, like as I the said Marchioness and Countess with consent foresaid, do hereby RATIFY, APPROVE, and for me, my heirs and suecessors perpetually, CONFIRM to and in favour of my LOVITE the said GEORGE GRANVILLE, Marquis of the County of Stafford, his heirs and assignees whatsoever heritably and irredeemably, a disposition dated the fifteenth day May, One thousand eight hundred and twenty-nine, and registered in the Books of Council and Session the second day of June, thereafter made and granted by the Right Honorable Eric Lord Reay, whereby the said Eric Lord Reay for the causes therein specified, SOLD, ALIENATED, and DIS-
 PONED to, and in favour of the said George Granville, Marquis of the County of Stafford, his heirs and assignees whatsoever heritably and irredeemably, all and sundry the lands, milns, fishings, teind sheaves, and others after specified, comprehending and constituting the whole Estate and Country of Reay, and the whole of the lands and heritages belonging to the said Eric Lord Reay, lying in the County of Sutherland or in the County of Caithness as hereafter mentioned, viz.:

All and hail the town and lands of
 Ribigill Miln, and miln lands thereof,
 Keanlochmore,
 Keanlochbeg,
 Mussal,
 Dalkeapach,
 Ylandryer,
 Arnaboll, and the salmon fishings upon the water of
 Drietary Hunloun,
 Miln, and Miln lands thereof,
 Eriboll,
 Strathbeg,
 Ylandchoirie,
 Houp, and salmon fishings thereof.
 The Forest and Forest lands of Dirimore, and
 Forest towns of Auldinnie,
 Loane, and salmon fishings thereof upon the water of
 Garnrone,
 Ardbeg,
 Ardmore,
 Keanlochbervie,

Alschourbeg,
 Alschourmore,
 Carumanoch,
 Sandwood,
 Kearvag,
 Havish,
 Keoldale, and salmon fishings in the water of Duirness and
 Cruives thereof,
 Crangillicle,
 Borlie,
 Slamaness,
 Balnakill,
 Forret,
 Gavel,
 Crossbell,
 Balnamulich,
 Sandgayes,
 Ylandhoan,
 Rispyne,
 Fraskill,
 Strathmelness,
 Melness,
 Milns, and Miln lands of the same,
 Ylandgyle,
 Scurlumy,
 Strathtongue,
 Caldabachlie,
 Tongue,
 Miln, and Miln lands thereof,
 Kirkaboll,
 Scrabuster,
 Kinnesaide,
 Releyden,
 Oldlangwart,
 Torrantarrow,
 Lettermore,
 Borgiemore,
 Torrisdale,

Skerra,
Ylandroyan,
Ylandcolme,

All and hail the lands of

Ederachilles, with the pertinents thereof, viz. :

Fenziedailles,
Laxfurd, with salmon fishings of the same,
Scouribeg,
Scouriemore,
Cauldstroam,
Handa Island,

With the teind sheaves of all and sundry the foresaid lands and Barony of ARDURNESS pertaining and belonging thereto, viz. : of all and hail the lands of

Galdwall,
Kealdale,
Cramugacle,
Gerrongarve,
Terragawish,
Carnmanoch,
Borly,
Slaness,

Salmon fishings upon the water of Avongarrone, and Sandwood, and

Salmon fishings upon the water of Ardurness,

And the fishing of cruives thereof whatsoever, with the mill and multures of the same, as also the island of HOA and other islands there, with the seaports of all and sundry the lands and others above written, and all other fishings of the same, as well in fresh as in salt waters, as also of the lands of

Sandwood,
Alschourbeg,
Alschourmore,

with all and sundry towers, fortalices, manor places, houses, biggings, yards, orchyards, milns, woods, fishings, outsetts, insetts, annexis connexis, dependencies, shealings, pastures, tenants, tenandries, and services of free tenants, parts, pen-

dicles, privileges, and pertinents of the same, whatsoever and sick like.

All and whole the towns, lands, and Barony of FARR, comprehending the towns and lands after mentioned, viz. :

Armadales,

Strathy, with the salmon fishings thereof,

Strathhaladale, comprehending

Galdwall,

Balnahyglash, with the salmon fishings of the same, as also the lands of

Bronach,

Delrit,

Cattach,

lying within the Diocese and Sheriffdoms of Caithness and Sutherland, with all and sundry parts, pendicles, and pertinents thereof, Declaring that the said Barony of Farr does not extend to nor comprehend the lands of

Golspitour,

Kinauld,

Ikolmkiln,

Instrathbrora,

Lochnaver,

Strathnaver, the salmon fishings upon the water of Naver, Farr,

Kirktomie,

with the miln and pertinents thereof, which were disposed in property by George Lord Reay, or his father, grandfather, or great grandfather to John Earl of Sutherland, his predecessors or authors, if any such were, together with all other lands and heritages, if any be, belonging to the said Eric Lord Reay, lying within the County of Sutherland or in the County of Caithness, whether therein named or not named, and all right, title and interest, claim of right, property and possession, petitory or possessory, which he, his predecessors or authors, heirs or successors, had, have, or could any way claim to the lands, baronies, and others above written, or any part or portion thereof, or to any annual rents or yearly duties upliftable forth of the same, AND THAT in the whole heads, articles, clauses, tenor and contents thereof, with the obligation to infest a me vel de me percept of

sasine and other clauses therein contained, together with the instrument of sasine following thereon in favour of the said George Granville, Marquis of the County of Stafford, dated the eighteenth, nineteenth, twentieth, twenty-second, twenty-third, twenty-fourth, and twenty-fifth days of June, One thousand eight hundred and twenty-nine, and registered in the General Register of Sasines kept at Edinburgh, the thirteenth day of July, there after in the whole heads, articles, clauses, tenor and contents thereof, with all that has followed or may follow thereupon. And I, the said Elizabeth Marchioness of Stafford and Countess of Sutherland, with consent foresaid, WILL and GRANT, and for myself, my heirs and successors, DECERN and ORDAIN that this present Confirmation is and shall be as valid and sufficient, and of as great force strength and effect to all intents and purposes as if the writs before confirmed had been verbatim engrossed herein, or as if the present confirmation had been made and granted before the taking of the said infeftment, WHEREANENT and with all other objections, defects and imperfections, which may be proponed against the validity of the said writs hereby confirmed, or this present confirmation thereof, I have dispensed and by these presents, with consent aforesaid, DISPENSE for ever. To BE HOLDEN the said several towns, lands, and others before described, as follows: the said towns and lands of Ribigill Miln, and Miln Lands thereof, Keanlochmore, Keanlochbeg, Mussal, Dalkessock, Ylandryer, Arnaboll, and the salmon fishings on the water of Drydarg, and Hunloun, Miln, and Miln Lands thereof, Eriboll, Strathbeg, Ylandchoirie, Houp, and the salmon fishings thereof, the Forest and Forest lands of Dirimore, Keanlochbervie, Fraskill, Strathmelness, Melness Miln, and miln lands thereof, Ylandgyle, Scurlumy and Strath tongue, Coldaballe, Tongue, Miln and miln lands thereof, Kirkabull, Scrabuster, Kinnisaide, Releyden, Old Langwart, Torrantarrow, Lettermore, Farr, Miln, and miln lands thereof, Kirktomie, Borgiemoire, Torrisdale, Skerra, Ylandroan, Ylandcolme, and the foresaid lands of EDERACHILLES, with the pertinents, viz.; the lands of Fenziedailles and Laxfurd, with the salmon fishings thereof; Scouriebeg, and Scouriemore, Caldstrone and island of Handa and the foresaid lands and BARONY OF FARR, comprehending the lands and others above written, which were formerly held of me, the said Marchioness and Countess and my predecessors in taxt

ward for yearly payment of ten merks Scots money for the ward and the like sum of ten merks money foresaid for the marriage, are now holden of me the said Marchioness and Countess in feu farm, by virtue of the Act of Parliament of the twentieth year of his Majesty King George the Second, entituled, "An Act for taking away the tenure of ward holdings in Scotland, and for converting the same into feu and blench holdings." And the said lands before and after mentioned of the BARONY OF ARDURNESS and teind sheaves of the same, which were formerly held of me, the said Marchioness and Countess, and my predecessors in feu, with clauses de non alienando for payment of the feuduty after mentioned and performances of the personal services of hosting and attending me the said Marchioness and Countess, my predecessors in all Parliaments to be held in Scotland, now of me, my heirs and successors in simple feu by virtue of the Act of Parliament of his Majesty, King George the First, entituled, "An Act for more effectually securing the peace of the Highlands of Scotland," and by virtue of the other Act of Parliament above mentioned. And all and sundry the lands, milns, fishings, teinds, and others above mentioned, are now holden of me the said Marchioness and Countess, my heirs and successors, in feu farm and heritage; GIVING therefor yearly the said George Granville, Marquis of the County of Stafford and his foresaids, to me the said Elizabeth Marchioness of Stafford and Countess of Sutherland, and my heirs and successors, the feu farm duties and others underwritten. To wit for the foresaid lands of RIBIGILL and others before expressed, which were formerly held, taxed ward, the sum of five shillings and four pennies Scots money, in name of feu farm duty, and freeing me the said Marchioness and Countess, and my heirs of the yearly duties and other debts of feu farm money, if any such be payable or demandable by any person forth of the foresaid lands of Ribigill, Sandwood, Island of Hoa, Aschourbeg, and Aschourmore, and also freeing and relieving me, the said Marchioness and Countess, and my heirs of all taxations imposed or to be imposed by our Sovereign Lord the King, on the foresaid lands, and that for all other burden, exaction, demand, or secular service that may be exacted or required forth of the lands, fishings, and others foresaid in any manner of way. And for the foresaid fishings on the water of Garn-

rone, Ardbeg, Ardmore, Aschourmore, Aschourbeg, Carumanoch, Sandwood, Kearvag, Havish, Kealdale and salmon fishings upon the water of Duirness, and cruives thereof; Cromgillicle, Borlie, Slamanis, Balnakiel, Forret, Gavell, Crossbell, Balamulick, Sandgaves, Ylandhoan, Rispyne, the sum of Eighty-four pounds Scots money, at the term of Martinmas yearly, as the ancient feu duty, payable out of the same, and of the further sum of Twenty-four pounds Scots money of feu duty at the term of Martinmas, yearly, as the value and in lieu of the personal services before mentioned, and of the clauses de non alienando, wherewith the Investitures of the foresaid **BARONY OF DURNES**, and teinds of the same were formerly burdened, and **DOUBLING** the foresaid sums of Eighty-four pounds and Twenty-four pounds Scots, the first year of the Entry of each Heir to the foresaid Lands and Teinds, and relieving me, the said Marchioness and Countess, my heirs and successors, of the sum of Forty shillings Scots money, which we are bound to pay to our Sovereign Lord the King for the foresaid Lands and Teinds of the forsaid Lands and Barony of **ARDURNES**, yearly at two terms in the year, Whitsunday, and Martinmas in Winter, by equal portions, and Sicklike, freeing and relieving me, the said Marchioness and Countess, my heirs and successors of all ministers' stipends, annual rents, burdens, and taxes imposed or to be imposed upon the foresaid fishings on the water of Garnrone, lands of Ardbeg, Ardmore, and other lands and fishings aforesaid, for which the said sums of Eighty-four pounds and Twenty-four pounds of feu duty are payable and on the aforesaid Teinds, Sheaves of the Lands and Barony of Arduress, and with power and liberty to me, the said Marchioness and Countess, and my heirs and successors of hunting once every year in the foresaid forest of Dirimore and Durness, without any stop or impediment, Sicklike as freely and with such privileges as the predecessors of the said George Granville, Marquis of the County of Stafford, have at any time bye past hunted, or the said Marquis hereafter shall hunt, within the same. As also that the said George Granville, Marquis of the County of Stafford, and his foresaids, shall be bound and obliged to accompany and attend me the said Marchioness and Countess, and my foresaids during the time of our hunting in the said forest of Dirimore and Duirness, if thereto required upon premonition of twenty-four days, and if it shall

happen the foresaid feu duty of One hundred and eight pounds Scots to run for two years into the third unpaid, then and in that case the said feu duty of three years shall be doubled, and if the payment of the said feu duty shall run for three years into the fourth unpaid, then and in that case this present Charter, so far as concerns the foresaid lands of the Barony of ARDURNES and Teinds thereof with all that may follow therein, shall thenceforth become null and void, as if the same had never been granted, and that without the necessity of any other process of declaration to be raised hereupon, and that for all other burden, exaction, demand, or secular service that may be any ways exacted or required forth of the towns, lands, islands, waters, fishings, and teind sheaves aforesaid, saving always and reserving my own right and the right of all others, as accords of the law. And I consent to the registration thereof in the Books of Council and Session, therein to remain for preservation, and to that effect I constitute, &c.

MELNESS, HOPE, &c.

A.D. Sept. 4, 1379.

Charter of Confirmation under the Great Seal by Robert II. to Ferchard his physician.

Robertus Dei Gratia Rex Scotorum omnibus probis hominibus totius terre sue Salutem Sciatis nos approbasse ratificasse et hac presenti Carta nostra confirmasse donationem illam et concessionem quam dilectus filius noster Alexander Senechallus miles dominus de Badenach fecit et concessit Ffercardo medico nostro de terris de Melness et de duabus partibus de Hoip cum pertinenciis, Tenend. et habend. dicto Ffercardo cum omnibus singulis libertatibus, commoditatibus aysiamendis et justis pertinentiis spectantibus seu quoque modo juste spectaturis, valentibus in futurum adeo libere et quiete, plenarie, integre et honorifice, in omnibus et per omnes sicut Carta dicti filii nostri eodem medico exinde confecta plenius inde continet. et prof. salvo servicio nostro. In cujus rei testimonium presenti Carte nostre nostrum precipimus apponi sigillum Testibus Venerabilibus in Christo patribus, Willielmo et Johanne Cancellario nostro ecclesiarum sancti Andree et Dun-

keldensis Episcopis — Johanne primogenito nostro de Carrie Seneschalio Scotie.—Roberto de Ffyffe et de Menteth filio nostro delecto.—Willielmo de Douglas de Mar consanguineo nostro Comitibus Jacobo de Lyndsay nepote nostro carissimo et Alexandro Consanguineo nostro militibus et Alexandro de Lyndesay apud Perth quarto die mensis Septembri et anno regni nostri nono.

Charter of Robert II. in favour of Ferchard Lieche.

A.D. 1386, Dec. 31.

Robertus dei gratia Rex Scotorum omnibus probis hominibus totius terre sue clericis et laycis Salutem, Sciatis nos dedisse, concessisse et hac presente nostra carta nostra confirmasse dilecto et fidei nostro Fferchardo Lecke pro suo servitio nobis facto et faciēdo Insulas de Jura (now Oldeney, see process in Dunrobin Charter-room ;)

Sanda, necnon et ;

Elangawne,

Elanewillighe,

Elancrone,

Elane hoga,

Elaneqwhochra,

Elanegelye,

Elaneuyofe, et omnes insulas nostras jacentes inter ;

Rowestorewastynge, et

Row Armedale, infra

Vicecomitatum de Innys. Tenend. et habend. eidem Ffercardo, et heredibus suis de nobis et heredibus nostris in feodo hereditate per suas rectas metas et divisas cum omnibus singulis libertatibus comoditatibus aysiamentis et justis pertinentiis quiscunq. ad easdem insulas pertinentibus seu pertinere valentibus in futurum libere quiete plenarie integre et honorifice bene et in pace faciēdo nobis et heredibus nostris dictus Ffercardus et heredes sui servitia antiquitus inde debita et consueta in cujus rei testimonium presenti carte nostre nostrum precipimus apponi Sigillum Reverendissimo in Christo patre Waltero Dei Gratia sedis apostolice Cardinali, Venerabili in Christo patre Joanne Episcopo Dunkelden, Can-

cellario nostro. Joanne primogenito nostro de Carric Seneschallo Scotie. Robertos de Ffyffe et de Monteith. Jacobo de Douglas filiis nostris dilectis Comitibus Archibaldo de Douglas et Thoma de Erskyne Consanguineis nostris militibus. Apud Edinburgh ultimo die Decembri anno regni nostri Sexto decimo.

A.D. 1511.

Resignation by Donald Macourchie of lands in Milness and Hope, as the descendant of Farquhar Leiche to the King, in favour of Eye McKy and his son.

Note—This Ferchard or Farquhar is thus noticed in the original Statistical Account of Scotland, vol. vi. page 293, under the head of Edderachyllis—

“All these islands from Roe-a-Stoir in Assint to Stroma in Orkney, were granted to one Ferchard Beton, a native of Isla, a famous physician, at his own request, by one of the Stewarts, Kings of Scotland, whom he had cured of some distemper. This Ferchard was physician to the Mackays of Far, who gave him in exchange for these islands, lands near Melness, opposite Tongue—the possession of which they recovered long since, yet it is said that some of his posterity remain still (1793) in the country under the name of Mackay.”*

Being desirous to learn if any such tradition still existed, I begged of the late Mr. George Taylor to ascertain how this was, when he visited Melness in the course of a Tour which he was then (1831) making.

The inquiries which he then made led to the following interesting account. He found that the name and the reputation of the physician was still known. His skill was thus accounted for—from his reading, he learnt, that if a white serpent could be caught and boiled into a liquid, the possessor of that liquid would acquire the faculty of curing all diseases; his learning warned him at the same time that the serpent must not be caught or the liquid prepared by the person who was to obtain this wonderful gift—and further, that whoever caught the serpent, and

* It will be seen from the foregoing Charters, that this statement is not accurate in all particulars.

prepared the liquid, was not to be informed of the object of that in which he was employed.

Ferchard accordingly placed a youth who was in his service at the place where the serpent would appear. He was instructed to touch none but the white serpent—ten serpents were allowed to issue from the hole uninjured, but the eleventh being a white one, was caught, boiled, converted into a liquid, carefully corked up in a phial, and delivered to the physician. The youth was immediately sent out of the country.

Ferchard in possession of this precious liquid made many cures.

Mr. Taylor was also informed that Ferchard was celebrated for curing the toothache by administering the juice obtained from the bark of a tree which grew in a corner of the garden at Melness, and some of the older people said that they had some recollection of the bark of a tree being used for medicinal purposes. Mr. Taylor carefully examined the garden, where no tree then grew (1831), and he discovered the remains of an old ash tree, the stringent bark of which, no doubt, was used with advantage in curing the toothache.

Having thus ascertained the prevalence of this tradition in the parish of Tongue, on the northernmost shores of Scotland, it became a question of more than ordinary curiosity to learn whether any traces of a similar tradition existed in Isla—also Ferchard's reputed birth place; which fact was established in a remarkable manner, through the kindness of Mr. Campbell of Isla, who wrote to his factor, forwarding several queries that I put into his hands. That gentleman reported to Mr. Campbell that there existed several traditions concerning Beton, the King's physician. The following is the substance of the most interesting.

He stated that the belief was, that about the year 1370 an Englishman named Cockspur having been on a visit to Isla, "was murdered through the jealousy of the chief authorities of the island," that "his servant or attendant, Duncan Beton, escaped a similar fate through the interposition of a young girl named Grant, whom he afterwards married, and by whom he had two sons, John and Duncan."

These two sons were sent to Glasgow for their education. The eldest became abbot of Mull, the second became the pupil of a

celebrated Irish physician, named Olahow. While Duncan still remained in Glasgow with his master, Olahow, an Isla man visited the latter, carrying a twig in his hand—upon his being questioned why he did so and where he got it, he replied, that he had cut it in Gruimeart in Isla, on a bank named Coadan, where a white serpent was to be found. Upon which Olahow called his pupil, Duncan Beton, and directed him to proceed to the place and secure the white serpent,—which he would boil, and secure the liquor in a glass bottle—this Beton performed, but in boiling the liquid a drop being likely to escape, he pushed it back with his finger, which burned it so much, that he put it into his mouth to soothe the pain.

He returned to Glasgow with the bottle to his master, who at once declared it deficient by one drop. Beton explained how this was, upon which Olahow declared he had become master of the secret, and congratulated him on his success.

Beton immediately began his practice, and with such success, that his reputation reaching the ears of the King, he was sent for, and had the luck to cure his Majesty, who desired him to name his reward; he said he presumed to ask the five merk lands of Monegh, Conant, now Ballinbay, which were granted to him.

The similarity of the stories handed down in these two remarkable traditions, curiously connected with legal documents, gives rise to some interesting questions as to the value of such traditions. In this case they have remained perfect for near 500 years—the coincidence in point of date assigned to the arrival of Cockspur in Isla, 1370, and the date of the grant by Alexander Stewart, the Wolf of Badenoch, immediately previous to 1379, is striking. But the prevalence of such traditions for so long a period in districts so far removed from each other, having so little intercourse together during the above period, leads to the inference that they are founded upon some tradition older than either.

Is there any such tradition traceable either in Celtic or Scandinavian story? It has to be noticed that Duncan is the Isla, Ferchard is the northern name of Beton, and the latter, is the Charter name.

XIII.—BIGHOUSE.

A.D. 1511.

Bighouse belonged in fee simple to Murray of Spenziedale.

A.D. 1557.

Rory Murray was the first who assumed the designation of Murray of Bighouse.

A.D. 1597.

Disposition by Rory Murray in favour of William Mackay of Balnakyll, son of Y Mackay, uncle of Donald, first Lord Reay.

A.D. 1630, July 23.

Disposition by Donald Lord Reay, in favour of Angus Mackay, son of William Mackay, of Bighouse, of the lands of Golvall.

A.D. 1631, May 2.

Balnaheglis or Strathalladale, and the salmon fishings thereof.

A.D. 1830, July 23.

Charter and Resignation by Major Colin Mackay, great grandson of George Mackay, Lord Reay, in favour of the Marquis of Stafford and his heirs, and all and whole the lands of Bighouse, comprising,

Frantle,

Frantlemore,

Frantlebeg. All and hail the lands of

Forsies,

Forsannain,

Torsannaird,

and the teinds, parsonages and vicarages of the said hail lands, comprehending the whole land of Upper Hallowdale, with all and sundry manor-places, castles, towers, fortalices, houses, biggings, yards, orchards, milns, miln lands, multars, and sequels of the same, mosses, moors, outsetts, insetts, shealings, woods,

groves, grasses, pasturages, commonries, privileges, pools, pendicles, and uncovered pertinents of the fore-said several towns and lands lying in Strathhalladale, within the parish of Reay, diocese of Caithness, anciently within the Sherifffdom of Inverness, and now within the Sherifffdom of Sutherland, and also all the lands of

Lower Hallowdale, with the salmon fishings of the same, the said lands comprehending the lands of

Kirkton,

Achoridigell,

Achow-camsaig,

Melvich,

Fors,

Torrinver,

Golwall,

Corkall,

Crachmore,

Dispollis,

Connigill,

Island Spurian,

Cluchhutagach,

Keigary,

Evachroy, with the haill pertinents thereof.

XIV.—CREICH.

A.D. 1833, July 6.

Charter and resignation of Thomas Houstoun, and others, in favour of the Marquis of Stafford.

All and whole the town and lands of
 Creichmore,
 Creichblair,
 Rhin-funiach,
 Badercourie,
 Baderlourie,
 Carris or Camis ;
 Ledmore, with the woods of,
 Torbreck, and shealing of.

XV.—LANGWELL.

A.D. 1837, June.

Disposition by George Dempster of Skibo, in favour of the Duke of Sutherland, of the lands of
 Langwell.

Thus were the lands which were alienated in 1136, 1360, 1370, and at other times, reunited to the possessions of the Sutherland family.



